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THE
JOURNAL OF THE HOUSE

OF THE

LEGISLATIVE ASSEMBLY

OF THE

STATE OF OREGON

FOR THE

Seventeenth Regular Session.

1893.

SALEM, OREGON :
FRANK C. BAKER, STATE PRINTER.
1893.

OFFICERS OF THE HOUSE.

Speaker—Hon. W. P. Keady-----Portland, Multnomah County
Chief Clerk—D. C. Sherman-----Salem, Marion County
Assistant Chief Clerk—W. B. Turner--McMinnville, Yamhill County
Reading Clerk—G. O. Holman-- ----Portland, Multnomah County
Calendar Clerk—W. E. Baxter-----Dolph, Tillamook County
Sergeant-at-Arms—J. E. Blundell-----Canyonville, Douglas County
Doorkeeper—J. A. Vinson-----Pendleton, Umatilla County
Assistant Doorkeeper—Charles Calvert-- ----Salem, Marion County
Assistant Doorkeeper—M. J. Morse-- --Portland, Multnomah County
Mail Clerk—Carl Gray-----Portland, Multnomah County
Page—Clare Burbank-----Portland, Multnomah County
Page—Clyde Brock-----Salem, Marion County

MEMBERS OF THE HOUSE.

- Baker*—C. H. Duncan.
Benton—E. H. Belknap, S. T. Jeffreys.
Clackamas—Geo. J. Currin, Joel P. Geer, A. S. Lawton.
Clatsop—J. E. Campbell, J. C. Trullinger.
Columbia—Norman Merrill.
Coos—J. S. McEwen.
Coos and Curry—J. H. Upton.
Crook—B. F. Nichols.
Douglas—O. C. Brown, P. Cooper, R. S. Sheridan.
Gilliam—L. J. Goodrich.
Grant and Harney—A. W. Gowan.
Jackson—J. J. Houck, J. W. Merritt, Charles Nickell.
Josephine—F. G. Day.
Klamath and Lake—Barnard Daly.
Lane—D. C. Baughman, Jasper Wilkins, C. K. Wilkinson.
Linn—A. Blevins, W. P. Elmore, M. A. Miller.
Malheur—W. R. King.
Marion—Tilmon Ford, T. T. Geer, Samuel Layman, John G. Wright, S. B. Ormsby.
Morrow—J. N. Brown.
Multnomah—W. R. Bishop, John Gill, H. F. Gullixson, R. D. Inman, W. P. Keady, A. B. Manley, Geo. T. Myers, H. H. Northup, O. F. Paxton.
Polk—G. W. Myer, John O. Staats.
Sherman and Wasco—Thomas R. Coon, E. N. Chandler.
Tillamook and Yamhill—H. W. Lamson.
Umatilla—Douglas Belts, Jeremiah Stone, M. Toner.
Union—L. H. Russell, J. A. Wright.
Wallowa—Polk Mays.
Washington—Henry Buxton, B. P. Cornelius, S. A. Durham.
Yamhill—J. W. Hobbs, H. S. Maloney.

HOUSE STANDING COMMITTEES.

Elections—Northup, Durham, Cornelius, Mays, Miller.

Ways and Means—Wright of Union, Wright of Marion, Jeffreys.

Education—Brown of Douglas, Paxton, King.

Judiciary—Paxton, Brown of Morrow, Ford, Nichols, King.

Claims—Cornelius, Baughman, Myer.

Military Affairs—Geer of Clackamas, Northup, Nickell.

Roads and Highways—Cooper, Geer of Marion, Currin.

Engrossed Bills—Merritt, Manley, Elmore.

Enrolled Bills—Belknap, Merrill, Maloney.

Indian Affairs—Ormsby, Stone, Day.

Printing—Duncan, Gowan, Upton.

Corporations—Russell, Gullixson, Blevins.

Commerce—Gullixson, Belknap, Trullinger, Belts, Wilkinson.

Counties—Brown of Morrow, Brown of Douglas, Lawton, Hobbs, Inman.

Federal Relations—Hobbs, Sheridan, McEwen.

Mining—Wright of Marion, Buxton, Houck.

Public Lands—Merrill, Gowan, Sheridan.

Internal Improvements—Goodrich, Gill, Toner.

Public Buildings and Grounds—Ford, Wilkins, Staats.

Agriculture—Geer of Marion, Coon, Blevins.

Alcoholic Traffic—Belts, Duncan, Campbell.

Railways and Transportation—Gowan, Russell, Chandler, Jeffreys, Houck.

Assessment and Taxation—Chandler, Manley, Layman, Lawton, Daly.

Manufactures—Bishop, Elmore, Day.

Medicine and Pharmacy—Daly, Gill, Miller.

HOUSE STANDING COMMITTEES.—CONCLUDED.

Horticulture—Coon, Ormsby, Toner.

Public Morals—Gill, Baughman, McEwen.

Rules and Joint Rules—Nichols, Durham, Inman.

Salaries and Mileage—Durham, Merritt, Maloney.

Public Library—Baughman, Ford, Miller.

Fisheries and Game—Myers, Coon, Cooper, Jeffreys, Campbell.

Labor—Lamson, Mays, Upton.

HOUSE JOURNAL.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 9, 1893. }

This being the day fixed by the law of the state of Oregon for the meeting of the legislative assembly, the members of the house of representatives of the seventeenth legislative assembly of the state of Oregon met in the hall of the house this Monday, January 9, 1893, at 11:30 o'clock A. M., and were called to order by the Hon. B. F. Nichols of Crook county.

Mr. Wright of Marion and Mr. Nickell of Jackson were placed in nomination for temporary speaker of the house.

Mr. Wright having received a majority of all the votes cast, was declared duly elected temporary speaker, and upon assuming the chair announced that the next business in order would be the election of a temporary chief clerk.

Messrs. G. O. Holman of Multnomah, A. C. Jennings of Lane, and R. R. Hayes were placed in nomination.

Mr. G. O. Holman's name was withdrawn.

Mr. A. C. Jennings having received a majority of all the votes cast, was declared elected temporary chief clerk.

On motion of Mr. Paxton, the speaker appointed the following committee on credentials: Messrs. Paxton of Multnomah, Coon of Sherman and Wasco, Hobbs of Yamhill, Nichols of Crook, and Nickell of Jackson.

On motion of Mr. Keady, the house adjourned until 2:30 o'clock P. M.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 9, 1893. }

The house met and was called to order by temporary speaker Wright.

The committee on credentials presented the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 9, 1893. }

Mr. Speaker:

We, your committee on credentials, would respectfully report the following persons entitled to seats in the house, to wit:

Baker county—C. H. Duncan.

Benton county—E. H. Belknap and S. T. Jeffreys.

Clackamas county—Geo. J. Currin, Joel P. Geer, and A. S. Lawton.

Clatsop county—J. E. Campbell and J. C. Trullinger.

Columbia county—Norman Merrill.

Coos county—J. S. McEwen.

Coos and Curry counties—J. H. Upton.

Crook county—B. F. Nichols.

Douglas county—O. C. Brown, P. Cooper, and R. S. Sheridan.

Gilliam county—L. J. Goodrich.

Grant and Harney counties—A. W. Gowan.

Jackson county—J. J. Houck, J. W. Merritt, and Charles Nickell.

Josephine county—F. G. Day.

Klamath and Lake counties—Barnard Daly.

Lane county—D. C. Baughman, Jasper Wilkins, and C. K. Wilkinson.

Linn county—A. Blevins, W. P. Elmore, and M. A. Miller.

Malheur county—W. R. King.

Marion county—Tilmon Ford, T. T. Geer, Samuel Layman, John G. Wright, and S. B. Ormsby.

Morrow county—J. N. Brown.

Multnomah county—W. R. Bishop, John Gill, H. F. Gullixson, R. D. Inman, W. P. Keady, A. B. Manley, Geo. T. Myers, H. H. Northup, and O. F. Paxton.

Polk county—G. W. Myer and John O. Staats.

Sherman and Wasco counties—Thomas R. Coon and E. N. Chandler.

Tillamook and Yamhill counties—H. W. Lamson.

Umatilla county—Douglas Belts, Jeremiah Stone, and M. Toner.

Union county—L. H. Russell and J. A. Wright.

Wallowa county—Polk Mays.

Washington county—Henry Buxton, B. P. Cornelius, and S. A. Durham.

Yamhill county—J. W. Hobbs and H. S. Maloney.

Respectfully submitted.

O. F. PAXTON,
CHAS. NICKELL,
T. R. COON,
J. W. HOBBS,
B. F. NICHOLS,
Committee.

On motion of Mr. Bishop, the report of the committee on credentials was adopted.

It was moved by Mr. Northup, that inasmuch as the secretary of state, who has usually performed the service of administering the oath of office to the members of the house, was sick and unable to perform that service; and as the governor desired that a member of the supreme court administer the oath, that a committee of two be appointed by the chair to wait upon the chief justice and request him in person to assign a member of the supreme court to perform that service.

The motion prevailed.

The speaker appointed Messrs. Northup and Geer of Marion, who retired, and in a short time thereafter appeared with Associate Justice R. S. Bean, who administered the oath of office to the members of the house, each of whom signed the same.

Mr. Myers of Multnomah introduced the following resolution:—

RESOLUTION.

Resolved, That the house proceed to a permanent organization by electing,—

First—A speaker.

Second—A chief clerk.

Third—An assistant clerk.

Fourth—A reading clerk.

Fifth—A sergeant-at-arms.

Sixth—A doorkeeper.

On motion of Mr. Myers, the resolution was adopted, and the house proceeded to the election of permanent officers.

For speaker, Mr. Geer of Marion placed in nomination Hon. W. P. Keady.

Mr. Miller placed in nomination Hon. Charles Nickell.

Mr. McEwen placed in nomination Hon. J. H. Upton.

There being no further nominations, the roll was called.

Those voting for Mr. Keady were: Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Currin, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Manley, Mays, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Trullinger, Wilkins, Wright of Marion, and Wright of Union—38.

Those voting for Mr. Nickell were: Messrs. Blevins, Campbell, Daly, Elmore, Houck, Inman, Jeffreys, Keady, King, Maloney, Miller, Myer, Sheridan, Staats, Stone, Toner, and Wilkinson—17.

Those voting for Mr. Upton were: Messrs. Day and McEwen—2.
Absent—Messrs. Buxton and Merrill—2.

Not voting—Mr. Upton—1.

Mr. Keady having received a majority of all the votes cast, was declared duly elected speaker.

Mr. Nickell moved that a committee of three be appointed to conduct the speaker-elect to the chair.

The motion prevailed, and Temporary Speaker Wright appointed as such committee, Messrs. Nickell, Geer of Marion, and Lamson.

The speaker-elect was conducted to his seat by the committee, and Associate Justice R. S. Bean administered the oath of office.

For chief clerk, Mr. Ormsby placed in nomination Mr. D. C. Sherman.

Mr. Blevins placed in nomination Mr. J. A. Beard.

There being no further nominations, the roll was called.

Those voting for Mr. Sherman were: Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Manley, Mays, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—36.

Those voting for Mr. Beard were: Messrs. Blevins, Campbell, Currin, Daly, Elmore, Houck, Inman, Jeffreys, King, Maloney, Miller, Myer, Nickell, Sheridan, Staats, Stone, Toner, and Wilkinson—18.

Not voting—Messrs. Day, McEwen, Trullinger, and Upton—4.
Absent—Messrs. Buxton and Merrill—2.

Mr. Sherman having received a majority of all the votes cast, was declared duly elected chief clerk.

For assistant clerk, Mr. Brown of Morrow placed in nomination Mr. William B. Turner.

Mr. Stone placed in nomination Mr. —. Garland.

There being no further nominations, the roll was called.

Those voting for Mr. Turner were: Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Manley, Mays, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—38.

Those voting for Mr. Garland were: Messrs. Blevins, Campbell, Currin, Daly, Day, Elmore, Houck, Inman, Jeffreys, King, Maloney, Miller, Myer, Nickell, Staats, Stone, and Toner—17.

Not voting—Messrs. McEwen, Upton, and Wilkinson—3.

Absent—Messrs. Buxton and Merrill—2.

Mr. Turner having received a majority of all the votes cast, was declared duly elected assistant clerk.

For reading clerk, Mr. Manley placed in nomination Mr. G. O. Holman.

Mr. Nickell placed in nomination Mr. W. H. Parker.

There being no further nominations, the roll was called.

Those voting for Mr. Holman were: Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Manley, Mays, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Wilkins, Wright of Marion, and Mr. Speaker—35.

Those voting for Mr. Parker were: Messrs. Blevins, Campbell, Currin, Daly, Elmore, Houck, Inman, Jeffreys, King, Maloney, Miller, Myer, Nickell, Sheridan, Staats, Stone, and Toner—17.

Not voting—Messrs. Belknap, McEwen, Trullinger, Upton, Wilkinson, and Wright of Union—6.

Absent—Messrs. Buxton and Merrill—2.

Mr. Holman having received a majority of all the votes cast, was declared duly elected reading clerk.

For sergeant-at-arms, Mr. Myers placed in nomination Mr. J. E. Blundell.

Mr. Nickell placed in nomination Mr. Jesse Spencer.

There being no further nominations, the roll was called.

Those voting for Mr. Blundell were: Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Manley, Mays, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—36.

Those voting for Mr. Spencer were: Messrs. Blevins, Currin, Daly, Day, Elmore, Houck, Inman, Jeffreys, King, Maloney, Miller, Myer, Nickell, Sheridan, Staats, Stone, Toner, and Wilkinson—18.

Not voting—Messrs. Geer of Clackamas, McEwen, Upton, and Wright of Union—4.

Absent—Messrs. Buxton and Merrill—2.

Mr. Blundell having received a majority of all the votes cast, was declared duly elected sergeant-at-arms.

For doorkeeper, Mr. Belts placed in nomination Mr. J. A. Vinson.

Mr. Campbell placed in nomination Mr. W. J. D'Arcy.

There being no further nominations, the roll was called.

Those voting for Mr. Vinson were: Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Manley, Mays, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—35.

Those voting for Mr. D'Arcy were: Messrs. Blevins, Campbell, Currin, Daly, Elmore, Houck, Inman, Jeffreys, King, Maloney, Miller, Myer, Nickell, Sheridan, Staats, Stone, Toner, and Wilkinson—18.

Not voting—Messrs. Day, Geer of Clackamas, McEwen, Upton, and Wright of Union—5.

Absent—Messrs. Buxton and Merrill—2.

Mr. Vinson having received a majority of all the votes cast, was declared duly elected doorkeeper.

The election of officers being completed, the oath of office was administered to the chief clerk, assistant chief clerk, reading clerk, sergeant-at-arms, and doorkeeper.

Mr. Myers introduced house resolution No. 1.

HOUSE RESOLUTION NO. 1.

Resolved, That the speaker appoint two pages and a mailing clerk for this house.

On motion of Mr. Myers, the resolution was adopted.

Mr. Lamson introduced house resolution No. 2.

HOUSE RESOLUTION NO. 2.

Resolved, That the secretary of state be authorized to furnish each member and clerk at the chief clerk's desk, the latest annotated

laws of Oregon in his possession, and the house and senate journals of the last session of the legislature.

On motion of Mr. Lamson, the resolution was adopted.

Mr. Paxton offered the following resolution as a substitute for house resolution No. 2:—

HOUSE RESOLUTION NO. 3.

Resolved, That the secretary of state is hereby authorized to furnish each member and officer of the house with a copy of the general laws of the state of Oregon as annotated by W. Lair Hill; a copy of the session laws of the fifteenth and sixteenth biennial sessions, and also a copy of the house and senate journals of the sixteenth biennial session of the legislative assembly of the state of Oregon.

On motion of Mr. Paxton, the resolution was adopted.

Mr. Durham introduced house resolution No. 4.

HOUSE RESOLUTION NO. 4.

Resolved, That each member and officer of the house be furnished four copies of such daily or weekly newspapers as he may select during the session.

On motion of Mr. Durham, the resolution was adopted.

Mr. Nickell introduced house resolution No. 5.

HOUSE RESOLUTION NO. 5.

Resolved, That the reporters of the various newspapers be invited to seats within the bar of the house, and that the sergeant-at-arms be instructed to provide for their convenience.

On motion of Mr. Nickell, the resolution was adopted.

Mr. Paxton introduced house resolution No. 6.

HOUSE RESOLUTION NO. 6.

Resolved, That the rules of the last house be adopted as the rules of this house until otherwise ordered, and that each member be furnished a copy.

On motion of Mr. Paxton, the resolution was adopted.

Mr. Northup introduced house concurrent resolution No. 1.

HOUSE CONCURRENT RESOLUTION NO. 1.

Resolved by the House, the Senate concurring, That a committee of three on the part of the house and two on the part of the senate be

appointed to inform his excellency, the governor, that both houses are now organized and ready to receive any communication that he may have to make.

On motion of Mr. Northup, the resolution was adopted.

The speaker, under this resolution, appointed the following committee on the part of the house: Messrs. Northup, Miller, and Upton.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has completed its organization by electing the following officers:—

Hon. C. W. Fulton, president.

O. P. Miller, chief clerk.

D. W. Coolidge, assistant chief clerk.

J. B. Eddy, reading clerk.

A. W. Severance, calendar clerk.

J. M. Stott, sergeant-at-arms.

J. H. McCormick, doorkeeper.

W. H. Mattoon, mailing clerk.

O. P. MILLER,
Chief clerk.

On motion of Mr. Wright of Marion, the house adjourned until Tuesday, January 10, 1893, at 10 o'clock A. M.

D. C. SHERMAN,
Chief clerk.

TUESDAY, JANUARY 10, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 10, 1893. }

The house was called to order, pursuant to adjournment, at 10 o'clock A. M., Speaker Keady in the chair.

The roll was called and all the members were present except Messrs. Buxton, Gill, and Merrill.

The session was opened with prayer by Rev. Mr. Lund.

The journal of the house for Monday, January 9th, was read and approved.

Under house resolution No. 1, the speaker appointed Mr. Carl Gray mailing clerk, and Masters Burbank and Brock as pages in the house.

Mr. Wilkins introduced house resolution No. 7.

HOUSE RESOLUTION NO. 7.

Resolved, That the secretary of state be and hereby is authorized to furnish two hundred (200) two (2) cent stamps and one hundred (100) newspaper wrappers to each member and officer of the house.

On motion of Mr. Wilkins, the resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 1, informing his excellency, the governor, of the organization of both houses.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Paxton, the house concurred in the adoption of the resolution.

Mr. Gowan introduced house resolution No. 8.

HOUSE RESOLUTION NO. 8.

Resolved, That the secretary of state be authorized to furnish each member of the house and the three clerks volumes XX., XXI., and XXII. of the Oregon supreme court reports.

On motion of Mr. Gowan, the resolution was adopted.

Mr. Wright of Marion introduced house concurrent resolution No. 2.

HOUSE CONCURRENT RESOLUTION NO. 2.

Resolved by the House, the Senate concurring, That a committee of three on the part of the house and two on the part of the senate be appointed to examine the books and accounts of the state treasurer, with power to employ the necessary clerical aid.

On motion of Mr. Wright of Marion, the resolution was adopted.
Mr. Durham introduced house concurrent resolution No. 3.

HOUSE CONCURRENT RESOLUTION NO. 3.

Resolved by the House, the Senate concurring, That a committee of three on the part of the house and two on the part of the senate be appointed to visit the public works in the state, including the jetty at the mouth of the Columbia river and the locks at the cascades, with power to employ the necessary clerical aid, and report to the legislature.

On motion of Mr. Durham, the resolution was adopted.
Mr. Lamson introduced house concurrent resolution No. 4.

HOUSE CONCURRENT RESOLUTION NO. 4.

Resolved by the House, the Senate concurring, That a committee of three on the part of the house and two on the part of the senate be appointed to visit the state university and the agricultural college at Corvallis, and the state normal school at Monmouth, and report their investigations to the legislature, and that they have power to employ necessary clerical aid.

On motion of Mr. Lamson, the resolution was adopted.

On motion of Mr. Jeffreys, the courtesies of the house were extended to Hon. J. J. Daly and Hon. D. Carlisle, and they were invited to seats within the bar of the house.

On motion of Mr. Nickell, the courtesies of the house were extended to Hon. J. W. Bowditch, and he was invited to a seat within the bar of the house.

On motion of Mr. Paxton, the courtesies of the house were extended to Hon. J. P. O. Lownsdale, and he was invited to a seat within the bar of the house.

Mr. Wright of Marion introduced house resolution No. 9.

HOUSE RESOLUTION NO. 9.

Resolved, That the speaker be authorized to appoint a suitable person to act as doorkeeper to the gallery of this house.

On motion of Mr. Wright of Marion, the resolution was adopted.

Under this resolution Mr. Calvert was appointed doorkeeper of the gallery.

Mr. Gowan introduced house resolution No. 10.

HOUSE RESOLUTION NO. 10.

Resolved, That the ministers of the different denominations of this city be invited to open the morning sessions with prayer, they to make their own arrangements.

On motion of Mr. Gowan, the resolution was adopted.

Under senate concurrent resolution No. 1, the speaker appointed Messrs. Northup, Miller, and Upton.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has appointed as the committee on the part of the senate under senate concurrent resolution No. 1, Messrs. Cross and Weatherford.

O. P. MILLER,
Chief clerk.

Mr. Belknap introduced house concurrent resolution No. 6.

HOUSE CONCURRENT RESOLUTION NO. 6.

Resolved by the House, the Senate concurring, That a committee of five, three on the part of the house and two on the part of the senate, be appointed to examine the books of the superintendent of the Oregon state penitentiary, and to inquire into the manner of the condition of that institution, with power to employ necessary clerical assistance and make due report of their investigations.

(On motion of Mr. Belknap, the resolution was adopted.)

Mr. Geer of Clackamas introduced house resolution No. 11.

HOUSE RESOLUTION NO. 11.

Resolved, That the house elect a calendar clerk and that he be paid eight (8) dollars per day for the time employed.

Mr. Nickell moved to amend by fixing the pay at six (6) dollars instead of eight (8) dollars.

The motion was lost.

Messrs. Ford and Wright of Marion demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Duncan, Geer of

Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Lamson, Lawton, Layman, Manley, Mays, Merritt, Myers, Ormsby, Paxton, Russell, Sheridan, Trullinger, Wilkins, Wright of Union, and Mr. Speaker—33.

Nays—Messrs. Belts, Bishop, Blevins, Currin, Daly, Day, Elmore, Ford, Houck, Jeffreys, King, Maloney, McEwen, Miller, Myer, Nichols, Nickell, Staats, Stone, Toner, Wilkinson, and Wright of Marion—22.

Absent—Messrs. Buxton, Durham, Merrill, Northup, and Upton—5.

So the resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 1, authorizing the secretary of state to purchase ninety copies of Hill's annotated laws of Oregon for use of the members of this legislative assembly.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Paxton moved to amend senate joint resolution No. 1 by making the laws to be furnished the members the official edition of 1887.

On the question of the adoption of senate joint resolution No. 1, as amended, the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—56.

Nays—Messrs. Ford and Wright of Marion—2.

Absent—Messrs. Buxton and Wright of Union—2.

So the resolution was adopted.

The committee appointed under house concurrent resolution No. 1, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 10, 1893. }

Mr. President:

We, your joint committee, appointed by the senate, the house concurring, to wait upon his excellency, the governor, and to inform him that the senate and house are organized and ready to receive any communication that he might desire to make, beg leave to report that they waited upon his excellency, the governor, and were informed by him that he would deliver a message to the senate and house in joint session at the hour of 2 o'clock P. M. of this day.

H. E. CROSS,
J. K. WEATHERFORD,
Committee on part of the senate.
H. H. NORTHUP,
M. A. MILLER,
J. H. UPTON,
Committee on part of the house.

Mr. Northup introduced house resolution No. 12.

HOUSE RESOLUTION NO. 12.

Resolved, That the house invite the senate to meet in the hall of representatives at the hour of 2 o'clock P. M. of this day in joint session to receive a message from his excellency, the governor.

On motion of Mr. Northup, the resolution was adopted.

Mr. Northup introduced house concurrent resolution No. 7.

HOUSE CONCURRENT RESOLUTION NO. 7.

Resolved by the House, the Senate concurring, That a committee of one on the part of the house and a committee of one on the part of the senate be appointed to conduct his excellency to the joint session of the house and the senate at the hour of 2 o'clock P. M. of this day in the hall of representatives.

On motion of Mr. Northup, the resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 2, for a joint committee to investigate the books of the state printer.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Wright of Marion, the house concurred in the adoption of senate concurrent resolution No. 2.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 2, asking congress to extend the limit for settlers to prove up on forfeited railroad lands.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

SENATE JOINT RESOLUTION NO. 2.

Whereas by act of congress, approved June 25, 1892, the time within which persons actually residing upon lands forfeited by the act of congress, approved September 29, 1890, could make final proof, was extended to September 29, 1893, but as to persons who were not actually residing upon lands so forfeited, the time for making such proof was limited to February 3, 1893; and whereas the greater portion of the lands in Oregon so forfeited are not actually resided upon, but were settled by persons now entitled to purchase the same, who are occupying adjoining tracts on which their principal improvements were made, and who are therefore, except in a technical sense, actual settlers upon such forfeited lands; and whereas by reason of an almost entire failure of crops from an unusual drouth in 1892 over the territory in Oregon covered by

such forfeiture, the persons so entitled to purchase are entirely without means so to do, and must therefore lose their rights and labor unless a further extension is granted; and whereas if the time be extended until January 1, 1894, these persons will have the proceeds of the coming year's crop out of which to meet such payment, and can then undoubtedly do so; and whereas we believe that under the circumstances these persons should be treated as actually residing upon such lands and have the same rights as those given to actual residents; now, therefore, be it

Resolved by the Senate, the House concurring, That our senators and representatives in congress be requested and urged to make a special effort to secure the passage of an act by congress extending the time to make final proof in all cases under the said forfeiture act to January 1, 1893; and be it further

Resolved, That the secretary of state be instructed to telegraph a copy of this resolution to our senators and representatives in congress.

Mr. Wright of Marion moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Absent—Messrs. Buxton and Merrill—2.

So the resolution was concurred in.

Mr. Upton introduced house concurrent resolution No. 8.

HOUSE CONCURRENT RESOLUTION NO. 8.

Whereas the secretary of state as custodian of the state's property, the capitol being its principal factor; and whereas the secretary of state has granted the privilege of selling at retail cigars, tobacco, etc., to a tobacconist of Salem; and whereas the mover of this resolution is informed by a committee from cigarmaker's union No. 202, that the said retailer is selling and offering for sale cigars that were made by labor other than union labor; and whereas cigarmakers' unions of nearly all other states have succeeded in securing the adoption of resolutions similar to the following; therefore, be it

Resolved by the House, the Senate concurring, That we, the members of this, the seventeenth biennial session of the Oregon legislature, respectfully request and urge the secretary of state to discountenance the sale of non-union labor made cigars in the lobby of the capitol during the present session.

Mr. Geer of Clackamas moved to amend by striking out the word "union" and inserting the word "white."

Lost.

Mr. Wright of Marion moved to lay the resolution on the table.

Mr. Nickell demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cornelius, Duncan, Durham, Gowan, Gullixson, Hobbs, Lamson, Manley, Mays, Merritt, Myers, Nichols, Northup, Trullinger, Wilkins, and Wright of Marion--23.

Nays—Messrs. Bishop, Blevins, Campbell, Cooper, Currin, Daly, Day, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Houck, Inman, Jeffreys, King, Lawton, Layman, Maloney, McEwen, Miller, Myer, Nickell, Ormsby, Sheridan, Staats, Stone, Toner, Upton, Wilkinson, and Mr. Speaker—32.

Absent—Messrs. Buxton, Merrill, Paxton, Russell, and Wright of Union—5.

So the motion to lay on the table was lost.

Mr. Ford moved to refer to a special committee, with leave to report at any time.

Carried.

The speaker appointed Messrs. Upton, Ford, and Inman as such committee.

Mr. Miller introduced house concurrent resolution No. 9.

HOUSE CONCURRENT RESOLUTION NO. 9.

Whereas the election of United States senators by the legislatures of the different states is the cause of much contention and strife and even corruption, or at least charges thereof, and also retarding and hindering other business coming before such legislative assemblies; and whereas there is no reason why such United States senators should not be elected in the same manner as the representatives to congress, but many reasons for a change or amendment to the United States constitution that would provide for an election of United States senators by direct vote of the people; therefore, be it

Resolved, That our United States senators are requested to use all honorable means toward an amendment of the constitution of the

United States that will authorize the election of United States senators by a direct vote of the people.

Be it further resolved, That the secretary of state be and he is hereby instructed to forward to each senator from the state of Oregon at Washington, D. C., a copy of these resolutions.

Mr. Ford moved to amend by including the president and vice-president of the United States.

The motion prevailed.

Mr. Northup moved to make further consideration of the resolution the special order of business for Monday, January 16th, at 2 o'clock P. M.

The motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 3, for a joint committee to investigate the books of the secretary of state.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Wright of Marion, the house concurred.

Mr. Bishop introduced house concurrent resolution No. 10.

HOUSE CONCURRENT RESOLUTION NO. 10.

Resolved by the House, the Senate concurring. That a committee of three persons from the house and two from the senate be appointed to submit a joint memorial to the United States congress on the subject of foreign immigration.

On motion of Mr. Bishop, the resolution was adopted.

Mr. Gill introduced house resolution No. 13.

HOUSE RESOLUTION NO. 13.

Resolved, That the temperature of this house shall be kept during the sessions at not more than 70° Fahrenheit, and that it shall be constantly properly ventilated, the same to be the duty of the sergeant-at-arms.

On motion of Mr. Gill, the resolution was adopted.

Mr. Brown of Morrow introduced house resolution No. 14.

HOUSE RESOLUTION NO. 14.

Resolved, That the chief clerk of the house be required and is hereby authorized to furnish each member of this house a house calendar similar to that furnished at the last session, giving the exact status of each measure before the house on the morning of each daily session.

On motion of Mr. Brown of Morrow, the resolution was adopted. Mr. Geer of Clackamas introduced house joint memorial No. 1.

HOUSE JOINT MEMORIAL NO. 1.

To the Honorable Senate and House of Representatives of the United States of America in Congress assembled: We, your memorialists, do represent that through the action of congress the world's fair buildings at Chicago, Illinois, will, during the time of the world's fair exhibit, be closed to the public on Sundays, and it is our belief that said closing on Sundays will work a hardship on the working classes in and near Chicago, depriving them of their only chance to see the great exhibition, and as well will it work a hardship on visitors of other sections of the United States, and visitors from foreign countries as well, as it will deprive them of a chance to go to enjoy themselves in a proper manner, to the profit of saloons and kindred places of amusement; and we respectfully ask that said world's fair exhibit be opened to the public on Sundays as on other days, with proper limitations in regard to the running of machinery.

Memorial adopted.

On motion of Mr. Northup, the house adjourned to 1:30 o'clock P. M.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 10, 1893. }

The house was called to order at 1:30 o'clock P. M. by the speaker. The roll was called, and all the members were present except Messrs. Belts, Buxton, Myers, Nickell, and Paxton.

Mr. Miller moved to reconsider the vote by which the house adopted house resolution No. 8.

Messrs. Blevins and Wright demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Blevins, Campbell, Cooper, Currin, Elmore, Ford, Geer of Marion, Goodrich, Lamson, Lawton, Layman, Miller, Myer, Myers, Nichols, Staats, Toner, Wright of Marion, and Mr. Speaker—20.

Nays—Messrs. Baughman, Belknap, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cornelius, Daly, Day, Durham, Geer of Clackamas, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Maloney, Manley, Mays, McEwen, Merritt, Northup, Ormsby, Paxton, Russell, Sheridan, Stone, Trullinger, Upton, Wilkins, and Wright of Union—34.

Absent—Messrs. Buxton, Duncan, Gill, Merrill, Nickell, and Wilkinson—6.

So the motion to reconsider was lost.

Mr. McEwen introduced house resolution No. 15.

HOUSE RESOLUTION NO. 15.

Resolved, That rule 8 of the rules of the house be and the same is so amended as to read as follows:—

Rule 8. Twenty-five standing committees, to consist of three members each, except the committee on judiciary, on elections, on counties, on railways and transportation, and on assessment and taxation, which shall consist of five members each, viz.:—

Committee on elections.

Committee on ways and means.

Committee on education.

Committee on judiciary.

Committee on claims.

Committee on military affairs.

Committee on roads and highways.

Committee on engrossed bills.

Committee on enrolled bills.

Committee on Indian affairs.

Committee on printing.

Committee on corporations.

Committee on commerce.

Committee on counties.

Committee on federal relations.

Committee on mining.

Committee on public lands.

Committee on internal improvements.

Committee on public buildings.

Committee on agriculture.

Committee on alcoholic traffic.

Committee on railways and transportation.

Committee on assessment and taxation.

Committee on fisheries.

Committee on labor.

On motion, the consideration of the resolution was laid over for one day under the rules.

The following communication from the chamber of commerce of Portland was read:—

COMMUNICATION.

PORTLAND, Oregon, January 2, 1893.

To the Honorable the House of Representatives of the State of Oregon —
GENTLEMEN: At a meeting of the chamber of commerce of Portland held on December 19, 1892, the officers of the chamber were instructed to communicate with your honorable body, and request that you repeal what is known as the mortgage tax law, and also request that you repeal the clause in the law allowing the deductions of indebtedness from assessment for taxation.

Very respectfully,

T. F. OSBORN,
President.

The communication was ordered to be spread on the journal.
Mr. Myers introduced house resolution No. 16.

HOUSE RESOLUTION NO. 16.

Resolved, That no municipal corporation bill be printed unless specially ordered by the house.

The motion to adopt was lost.

Mr. Wilkins introduced house resolution No. 17.

HOUSE RESOLUTION NO. 17.

Resolved, That all state officers of the state of Oregon, as well as all ex-senators and ex-representatives, be and hereby are invited to seats within the bar of the house.

On motion of Mr. Wilkins, the resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 7, and has appointed as the committee on the part of the senate, Mr. Willis.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

Mr. Wright of Marion moved to notify the senate that the house was ready to meet with the senate in joint session.

Carried.

JOINT CONVENTION.

The hour having arrived for the joint session, the senate was announced, and both houses went into joint convention with President Fulton of the senate in the chair.

The committee appointed to conduct the governor to the joint convention, accompanied by his excellency, was announced and conducted him to the speaker's platform.

The governor was introduced by President Fulton.

On motion of Mr. Paxton, Senator McGinn and Representatives Paxton and Daly were appointed a committee to conduct the judges of the supreme court to the platform.

On motion of Senator Hirsch, ex-Governors Moody and Chadwick were invited to the platform.

On motion of Mr. Brown of Morrow, Hon. W. R. Ellis was invited to the platform.

The governor delivered his message.

On motion of Senator Cogswell, the joint session was adjourned.

The senate retired to the senate chamber.

Mr. Daly introduced house resolution No. 18.

HOUSE RESOLUTION NO. 18.

Resolved, That the secretary of state be authorized to have printed 1,000 copies of the governor's message for the use of the members of the legislative assembly.

On motion of Mr. Daly, the resolution was adopted.

Under house resolution No. 11, the house then proceeded with the election of a calendar clerk.

Mr. Wright of Marion placed in nomination Mr. W. E. Baxter.

Mr. Nickell placed in nomination Mr. M. Johnson.

There being no further nominations, the roll was called.

Those voting for Mr. Baxter were: Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lawton, Layman, Manley, Mays, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—34.

Those voting for Mr. Johnson were: Messrs. Blevins, Campbell, Currin, Daly, Day, Elmore, Houck, Inman, Jeffreys, King, Maloney, Miller, Myer, Nickell, Sheridan, Staats, Stone, Toner, and Wilkinson—19.

Not voting—Messrs. McEwen and Upton—2.

Absent—Messrs. Brown of Morrow, Buxton, Lamson, Merrill, and Trullinger—5.

Mr. Baxter having received a majority of all the votes cast, was declared elected calendar clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 4, providing for the appointing of a joint committee to investigate the books of the state land department.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

SENATE CONCURRENT RESOLUTION NO. 4.

Resolved by the Senate, the House concurring, That a committee of two on the part of the senate and three on the part of the house be appointed to examine the books and records of the state land department and to inquire into the manner in which the state lands have been sold, with power to appoint necessary clerical assistance.

On motion of Mr. Upton, the house concurred in the resolution.

House bill No. 1. Mr. Keady. A bill for an act to provide for the employment of convicts in the state penitentiary, to appropriate money for the purchase of machinery for the manufacture of jute fabrics, to create a board of prison directors empowered to carry out the provisions of this act, and to repeal sections 3862, 3863, 3864, 3865, 3866, 3867, 3868, and 3869, of title I. of chapter LXV. of the miscellaneous laws, as compiled and annotated by W. Lair Hill.

House bill No. 1 was read first time and passed to second reading without question.

House bill No. 2. Mr. Keady. A bill for an act to amend section 4136, title IV. of chapter LXXVI. of the miscellaneous laws, as compiled and annotated by W. Lair Hill.

House bill No. 2 was read first time and passed to second reading without question.

House bill No. 3. Mr. Keady. A bill for an act to amend section 2418 of the miscellaneous laws of Oregon, creating a recorder for Multnomah county, and his duties, and the books to be kept by him.

House bill No. 3 was read first time and passed to second reading without question.

House bill No. 4. Mr. Miller. A bill for an act to authorize and provide for the construction of a fishway over the falls of the Willamette river at Oregon City, and to appropriate money therefor.

House bill No. 4 was read first time and passed to second reading without question.

House bill No. 5. Mr. Northup. A bill for an act to amend an act to authorize the construction of a bridge across the Willamette river between the city of Portland and the city of East Portland in Multnomah county, state of Oregon, passed by the senate over the objections and veto of the governor, February 11, 1887, and by the house over the objections and veto of the governor, February 12, 1887, and filed in the office of the secretary of state, February 12, 1887, by adding section five (5) thereto.

House bill No. 5 was read first time and passed to second reading without question.

House bill No. 6. Mr. Northup (by request.) A bill for an act to amend an act entitled an act to authorize the cities of Portland, East Portland, and Albina to construct, purchase, or acquire by condemnation or other means, one or more bridges across the Willamette river between the city of Portland and the city of East Portland, in Multnomah county, Oregon, which bridge or bridges shall forever be free to all pedestrians and all classes of vehicles and traffic, except railways and street railways, by adding section twenty-five (25) thereto.

House bill No. 6 was read first time and passed to second reading without question.

House bill No. 7. Mr. Belknap. A bill for an act to amend section 14 of the election laws of Oregon, passed in 1891, commonly known as the Australian ballot law.

House bill No. 7 was read first time and passed to second reading without question.

House bill No. 8. Mr. Belknap. A bill for an act to amend section 4229 of the laws of Oregon, as compiled and annotated by Wm. Lair Hill.

House bill No. 8 was read first time and passed to second reading without question.

House bill No. 9. Mr. Belknap. A bill for an act to amend section 2752 and to repeal section 2753 of title III. of chapter XVII. of the general laws of Oregon, as compiled and annotated by Wm. Lair Hill.

House bill No. 9 was read first time and passed to second reading without question.

House bill No. 10. Mr. Brown of Douglas. A bill for an act to amend sections 3 and 6 of an act entitled an act to protect salmon and other food fishes in the state of Oregon, and upon all waters upon which this state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon, approved February 16, 1891.

House bill No. 10 was read first time and passed to second reading without question.

House bill No. 11. Mr. Manley. A bill for an act to amend a law enacted by the legislative assembly of the state of Oregon in the year 1891, and entitled an act to authorize the cities of Portland, East Portland, and Albina to construct, purchase, or acquire by condemnation or other means, one or more bridges across the Willamette river between the city of Portland and the city of East Portland, in Multnomah county, Oregon, which bridge or bridges shall forever be free to all pedestrians and all classes of vehicles and traffic, except railways and street railways.

House bill No. 11 was read first time and passed to second reading without question.

House bill No. 12. Mr. Currin. A bill for an act providing for the manner of constructing and improving rock, gravel, and macadamized roads.

House bill No. 12 was read first time and passed to second reading without question.

House bill No. 13. Mr. Ormsby. A bill for an act to amend section 2752 of title III. of chapter XVII. on pages 1284, 1285, and 1286 of Hill's annotated laws of Oregon.

House bill No. 13 was read first time and passed to second reading without question.

House bill No. 14. Mr. Daly. A bill for an act to incorporate the town of Klamath Falls, Oregon, and to repeal an act entitled an act to incorporate the town of Linkville, Oregon, filed in the office of secretary of state, February 25, 1889, and also an act entitled an act to amend sections 4 and 8 of an act entitled an act to incorporate the town of Linkville, Oregon, filed in the office of the secretary of state, February 18, 1891.

Mr. Daly moved that the rules be suspended and that house bill No. 14 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—59.

Absent—Mr. Buxton—1.

So the rules were suspended and house bill No. 14 was read first time by title only and passed to second reading.

House bill No. 15. Mr. Miller. A bill for an act to amend section 2 of chapter I. of an act entitled an "An act to incorporate the city of Lebanon in Linn county, state of Oregon, and to repeal all acts or parts of acts in conflict herewith," filed in the office of the secretary of state, February 20, 1891.

House bill No. 15 was read first time and passed to second reading without question.

House bill No. 16. Mr. Miller. A bill for an act to further simplify proceedings in justices' courts and to repeal chapter IV. of the justices' code, as compiled by Matthew P. Deady and Lafayette Lane, being a part of an act entitled an act to regulate the civil and criminal procedure in justices' courts, and also to repeal section 80 of chapter IX. of the justices' code, as compiled by Matthew P. Deady and Lafayette Lane.

House bill No 16 was read first time and passed to second reading without question.

House bill No. 17. Mr. Miller. A bill for an act to appropriate money for the improvement of a public soda spring in Sodaville, Linn county, Oregon.

House bill No. 17 was read first time and passed to second reading without question.

House bill No. 18. Mr. Durham. A bill for an act to incorporate the town of Beaverton, Washington county, Oregon.

House bill No. 18 was read first time and passed to second reading without question.

House bill No. 19. Mr. Brown of Douglas. A bill for an act to incorporate the town of Riddle, Douglas county, state of Oregon.

House bill No. 19 was read first time and passed to second reading without question.

House bill No. 20. Mr. Stone. A bill for an act to incorporate the city of Adams in the county of Umatilla, state of Oregon, and to define the powers thereof.

House bill No. 20 was read first time and passed to second reading without question.

House bill No. 21. Mr. Sheridan. A bill for an act for the protection of wild water-fowl.

House bill No. 21 was read first time and passed to second reading without question.

House bill No. 22. Mr. Sheridan. A bill for an act to protect the ring-neck Mongolian pheasant in that part of the state of Oregon embraced within the counties of Douglas, Coos, Curry, Jackson, and Josephine.

House bill No. 22 was read first time and passed to second reading without question.

House bill No. 23. Mr. Cornelius. A bill for an act entitled an act to incorporate the town of Cornelius in the county of Washington, state of Oregon.

House bill No. 23 was read first time and passed to second reading without question.

House bill No. 24. Mr. Belts. A bill for an act giving herders a lien upon animals herded.

House bill No. 24 was read first time and passed to second reading without question.

House bill No. 25. Mr. Belts. A bill for an act defining trespass by domestic animals.

House bill No. 25 was read first time and passed to second reading without question.

House bill No. 26. Mr. Belts. A bill for an act to provide for a court of arbitration.

House bill No. 26 was read first time and passed to second reading without question.

House bill No. 27. Mr. Chandler. A bill for an act to provide for filling vacancies in the board of water commissioners of Dalles

City, to prescribe the duties of the board in the management of the water works of said city, and to provide for loaning the water fund thereof.

House bill No. 27 was read first time and passed to second reading without question.

House bill No. 28. Mr. Chandler. A bill for an act to provide for the collection of costs in criminal actions in justice courts and to provide for imprisonment therefor.

House bill No. 28 was read first time and passed to second reading without question.

House bill No. 29. Mr. Ford. A bill for an act to amend subdivision 8 of section 2732, title I. of chapter XVII., on page 1277 of Hill's annotated laws of Oregon.

House bill No. 29 was read first time and passed to second reading without question.

House bill No. 30. Mr. Ford. A bill for an act to amend section 78, title X., chapter I. of the code of civil procedure of the state of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 30 was read first time and passed to second reading without question.

House bill No. 31. Mr. Hobbs. A bill for an act to amend sections 1240 and 1255 of the general laws of the state of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 31 was read first time and passed to second reading without question.

House bill No. 32. Mr. Mays. A bill for an act for the protection of stock raisers.

House bill No. 32 was read first time and passed to second reading without question.

House bill No. 33. Mr. Jeffreys. A bill for an act entitled an act to amend an act entitled an act to amend section 1118, title VI., chapter XV. of the code of civil procedure of the state of Oregon, relating to the sale of property by executors and administrators, said section now being section 1150, as compiled and annotated in the codes and general laws of Oregon by William Lair Hill.

House bill No. 33 was read first time and passed to second reading without question.

House bill No. 34. Mr. Nickell. A bill for an act to protect the ring-neck Mongolian pheasant in the counties of Jackson and Josephine, Oregon.

House bill No. 34 was read first time and passed to second reading without question.

House bill No. 35. Mr. Nickell. A bill for an act to provide for

the rate of interest to be paid on warrants drawn on the treasuries of the various counties of the state of Oregon.

House bill No. 35 was read first time and passed to second reading without question.

House bill No. 36. Mr. Nickell. A bill for an act to require custodians of wills to deliver the same for record.

House bill No. 36 was read first time and passed to second reading without question.

House bill No. 37. Mr. Maloney. A bill for an act to amend section 2735 of the laws of Oregon, as compiled and annotated by William Lair Hill, and relating to the assessment and collection of taxes.

House bill No. 37 was read first time and passed to second reading without question.

House bill No. 38. Mr. Toner. A bill for an act to incorporate Milton City, Umatilla county, Oregon.

Mr. Toner moved that the rules be suspended and that house bill No. 38 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—59.

Absent—Mr. Buxton—1.

So the rules were suspended and house bill No. 38 was read first time by title only and passed to second reading without question.

House bill No. 39. Mr. Campbell. A bill for an act relating to pilotage on the Columbia river bar, and on the Columbia and Willamette rivers, and amending an act entitled an act to amend title I. of chapter LXVI. of Hill's annotated laws of Oregon, relating to pilotage at the Columbia river bar and on the Columbia and Willamette rivers, filed in the office of the secretary of state, February 18, 1889.

House bill No. 39 was read first time and passed to second reading without question.

House bill No. 40. Mr. Lamson. A bill for an act to amend an act to incorporate the town of Sheridan, filed in the office of the secretary of state, February 18, 1891.

House bill No. 40 was read first time and passed to second reading without question.

House bill No. 41. Mr. Bishop. A bill for an act to amend section 2853 of Hill's annotated laws of Oregon, so as to prevent and make unlawful the marriage of first cousins.

House bill No. 41 was read first time and passed to second reading without question.

House bill No. 42. Mr. Ormsby. A bill for an act to amend sections 7, 8, 36, 37, 38, 45, 46, 47, 49, 50, 59, and 68 of an act entitled an act fixing the time for holding elections, regulating the manner of conducting state, district, county, and precinct elections, prescribing the manner of making nominations of candidates, providing for printing and distributing ballots by public officers at public expense; to prevent frauds and punish crimes affecting the right of suffrage; to repeal all of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of fraud affecting the elective franchise, and repealing title I. of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1885; to repeal all of an act entitled an act to amend sections 4, 10, 14, 15, and 24 of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I. of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1885, approved November 25, 1885; to repeal all of an act entitled an act to amend section 49 of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I. of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1885, approved November 25, 1885; to repeal all of an act entitled an act relating to elections, approved October 19, 1872; to repeal sections 26, 27, and 28 of an act entitled an act relating to elections, and the mode of filling vacancies in office, approved October 29, 1870; to repeal all of an act entitled an act to amend section 2507 of Hill's annotated laws of Oregon, relating to elections and ballot paper, approved February 20, 1889, the same being identical with titles I. and II. of chapter XIV., sections 2499 to 2537, both inclusive, of the miscellaneous laws of Oregon, as compiled and annotated by William Lair Hill, and to repeal all acts and parts of acts in conflict with this act.

Mr. Ormsby moved that the rules be suspended and that house bill No. 42 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—59.

Absent—Mr. Buxton—1.

So the rules were suspended and house bill No. 42 was read first time by title only and passed to second reading without question.

House bill No. 43. Mr. Wright of Union (by request). A bill for an act to amend sections 3320, 3323, 3324, 3325, and 3326 of chapter XXXV. of Hill's annotated laws of Oregon, on the subject of the incorporation of cemeteries.

House bill No. 43 was read first time and passed to second reading without question.

House bill No. 44. Mr. Northup. A bill for an act to amend an act entitled "An act to provide for the relief of indigent union and Mexican war soldiers, sailors, marines, and Indian war volunteers, and for the relief of their indigent widows and minor children, and to defray the funeral expenses of such indigent soldiers, marines, and volunteers," approved February 25, 1889.

House bill No. 44 was read first time and passed to second reading without question.

House bill No. 45. Mr. Daly. A bill for an act for the relief of Lake county.

House bill No. 45 was read first time and passed to second reading without question.

House bill No. 46. Mr. Daly. A bill for an act to exempt homesteads from attachment and judicial sale.

House bill No. 46 was read first time and passed to second reading without question.

House bill No. 47. Mr. Northup. A bill for an act to amend sections one (1), five (5), fifteen (15), sixteen (16), seventeen (17), and nineteen (19) of an act entitled "An act to authorize the cities of Portland, East Portland, and Albina to construct, purchase, or acquire by condemnation or other means, one or more bridges across the Willamette river between the city of Portland and the city of East Portland, in Multnomah county, Oregon, which bridge or bridges shall forever be free to all pedestrians and all classes of

vehicles and traffic, except railways and street railways," passed by the house, February 2, 1891, and passed by the senate, February 12, 1891, and filed in the office of the secretary of state, February 18, 1891.

House bill No. 47 was read first time and passed to second reading without question.

House bill No. 48. Mr. Ormsby. A bill for an act to regulate the hours of labor upon street railways owned or operated by any company incorporated under the incorporation laws of the state of Oregon.

House bill No. 48 was read first time and passed to second reading without question.

House bill No. 49. Mr. Baughman. A bill for an act to incorporate the city of Cottage Grove, Lane county, state of Oregon, and to repeal an act entitled "An act to incorporate the town of Cottage Grove, Lane county, state of Oregon," filed in office of secretary of state, February 11, 1891.

Mr. Wilkins moved that the rules be suspended and house bill No. 49 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manlev, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—59.

Absent—Mr. Buxton—1.

So the rules were suspended and house bill No. 49 was read first time by title only and passed to second reading without question.

House bill No. 50. Mr. Northup. A bill for an act to provide two additional circuit court judges for the fourth judicial district of the state of Oregon, and to amend sections 882, 883, and 887 of Hill's annotated laws of Oregon, relating to circuit judges of said district.

House bill No. 50 was read first time and passed to second reading without question.

House bill No. 51. Mr. Myers. A bill for an act to provide a bounty for the destruction of sea lions.

House bill No. 51 was read first time and passed to second reading without question.

House bill No. 52. Mr. Durham. A bill for an act entitled an act to fix the legal rate of interest in Oregon.

House bill No. 52 was read first time and passed to second reading without question.

House bill No. 53. Mr. Bishop. A bill for an act to amend section one (1) of an act entitled "An act to license and regulate life and casualty insurance companies and societies," approved and filed in the office of the secretary of state, February 21, 1891.

House bill No. 53 was read first time and passed to second reading without question.

House bill No. 54. Mr. Merritt. A bill for an act to amend section 3460 of chapter XL, title II., of Hill's annotated laws of Oregon.

House bill No. 54 was read first time and passed to second reading without question.

House bill No. 55. Mr. Merritt. A bill for an act to prevent the killing of deer for sale.

House bill No. 55 was read first time and passed to second reading without question.

Mr. Northup introduced house resolution No. 19.

HOUSE RESOLUTION NO. 19.

Resolved, Whereas it is doubtful whether the edition of the code known as Hill's annotated code directed to be ordered for the use of the house can be had, therefore, in case said edition cannot be had, the secretary of state be directed and authorized to furnish the edition known as the second edition of Hill's annotated code, and thereupon that the session laws of the fifteenth biennial session be dispensed with.

On motion of Mr. Northup, the resolution was adopted.

On motion of Mr. Wright of Union, the house adjourned.

D. C. SHERMAN,
Chief clerk.

WEDNESDAY, JANUARY 11, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 11, 1893. }

The house was called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called, and all members were present except Mr. Buxton.

The session was opened with prayer by Rev. Mr. Kellerman, pastor of the Methodist Episcopal Church.

On motion of Mr. Wilkins, the reading of the journal of the session of January 10, 1893, was dispensed with.

House bill No. 56. Mr. Merritt. A bill for an act entitled an act to amend sections 2343 and 2364 of chapter XI., title I. of Hill's annotated laws of Oregon; and section 2370 of chapter XI., title II. of Hill's annotated laws of Oregon.

House bill No. 56 was read first time and passed to second reading without question.

House bill No. 57. Mr. Coon. A bill for an act to prevent the sale, gift, distribution, planting, and transportation of infested fruit or trees, plants, cuttings, grafts, buds, scions, or other material, and to prescribe penalties therefor.

House bill No. 57 was read first time and passed to second reading without question.

House bill No. 58. Mr. Coon. A bill for an act to define certain powers and duties of the state board of horticulture; to amend an act entitled "An act to create a state board of horticulture, and to appropriate money therefor," approved February 25, 1889.

House bill No. 58 was read first time and passed to second reading without question.

House bill No. 59. Mr. Baughman (by request). A bill for an act to create the county of Mineral, prescribe its boundaries, define the duties of the county officers thereof and their salaries.

Mr. Baughman moved that the rules be suspended and that house bill No. 59 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Manley, Merrill, Merritt, Myers, Northup, Ormsby, Russell, Stone, Trullinger, Wright of Union, and Mr. Speaker—40.

Nays—Messrs. Daly, Elmore, Ford, Maloney, Mays, McEwen, Miller, Myer, Nichols, Nickell, Sheridan, Staats, Toner, Upton, Wilkins, Wilkinson, and Wright of Marion—17.

Absent—Messrs. Buxton, Day, and Paxton—3.

So the rules were suspended and house bill No. 59 was read first time by title only and passed to second reading without question.

House bill No. 60. Mr. Duncan. A bill for an act to establish a state mining bureau, and create the office of state mineralogist and geologist in charge of the same.

House bill No. 60 was read first time and passed to second reading without question.

House bill No. 61. Mr. Duncan. A bill for an act entitled an act to regulate the assessment of property for taxation, to repeal sections 3 and 6 of an act approved January 27, 1854, entitled "An act relating to the assessment and collection of taxes," and also to repeal all of an act approved October 26, 1882, entitled "An act to define the terms 'land' and 'real property' for the purpose of taxation, and to provide where the same may be assessed and taxed, etc."

House bill No. 61 was read first time and passed to second reading without question.

House bill No. 62. Mr. Brown of Douglas. A bill for an act entitled "An act to provide for a rebate of road tax to persons using certain wagons."

House bill No. 62 was read first time and passed to second reading without question.

House bill No. 63. Mr. Hobbs. A bill for an act to amend an act entitled an act to amend section 2458, title IV. of chapter XIII. of the laws of Oregon, as compiled and annotated by W. Lair Hill, relating to the terms of county officers, approved February 20, 1891.

House bill No. 63 was read first time and passed to second reading without question.

House bill No. 64. Mr. Northup. A bill for an act to prevent the production and sales of unwholesome foods and medicines, and to regulate sales of adulterated foods, drinks, medicines, and fertilizers; and to repeal the act entitled "An act to prevent the production and sales of unwholesome foods, and to regulate the sales of adulterated foods, drinks, and medicines," approved February 25, 1889.

House bill No. 64 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 5, that the senate and house committees on education act as a joint committee to investi-

gate and report on the condition of the school for the blind, state reform school, and to examine and consider the reports of the state board of education.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Ormsby, the house concurred in senate concurrent resolution No. 5.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 3.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January —, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 4.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 11.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January —, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in house joint memorial No. 1.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 11, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has refused to concur in the house amendment to senate joint resolution No. 1.

And the same is herewith returned to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Paxton, the house rescinded the house amendment to senate joint resolution No. 1.

Mr. Northup moved to adopt senate joint resolution No. 1.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Nays—Mr. Ford—1.

Absent—Messrs. Buxton, Day, and Paxton—3.

So the joint resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 6.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 10.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 3.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 65. Mr. Nickell. A bill for an act to require assignees of insolvent estates to give notice of filing their final accounts.

House bill No. 65 was read first time and passed to second reading without question.

On motion of Mr. Trullinger, the courtesies of the house were extended to Hon. J. W. Welch, and he was invited to a seat within the bar of the house.

On motion of Mr. Northup, the courtesies of the house were extended to Hon. Robert A. Miller, and he was invited to a seat within the bar of the house.

House bill No. 66. Mr. Durham. A bill for an act entitled an act to amend section 1544 of the laws of Oregon, as annotated and compiled by W. Lair Hill.

House bill No. 66 was read first time and passed to second reading without question.

House bill No. 67. Mr. Russell. A bill for an act to repeal section 2343 of Hill's annotated laws of Oregon, being entitled "An act for additional compensation to clerks and sheriffs in certain counties," approved February 23, 1885.

House bill No. 67 was read first time and passed to second reading without question.

House bill No. 68. Mr. Jeffreys. A bill for an act entitled an act to amend section 313 of the laws of Oregon, as compiled by W. Lair Hill.

House bill No. 68 was read first time and passed to second reading without question.

House bill No. 69. Mr. Northup. A bill for an act to amend an act entitled an act to amend an act entitled an act to regulate the practice of medicine and surgery in the state of Oregon, filed in the office of the secretary of state, February 21, 1891.

House bill No. 69 was read first time and passed to second reading without question.

House bill No. 70. Mr. Blevins. A bill for an act to amend sections 56 and 57 of chapter I., title V. of the annotated laws of Oregon, as compiled by W. Lair Hill.

House bill No. 70 was read first time and passed to second reading without question.

House bill No. 71. Mr. Wright of Union. A bill for an act entitled an act to amend section 1989, title II., chapter XI. of W. Lair Hill's annotated laws of Oregon.

House bill No. 71 was read first time and passed to second reading without question.

House bill No. 72. Mr. Belts. A bill for an act to amend section 1 of the act of February 29, 1891, entitled an act creating a lien for labor on logs.

House bill No. 72 was read first time and passed to second reading without question.

House bill No. 73. Mr. Ford (by request). A bill for an act to establish the office of state examiner of stationary and portable engineers.

House bill No. 73 was read first time and passed to second reading without question.

House bill No. 74. Mr. Wright of Marion. A bill for an act to create a commission to provide for the display of Oregon's resources

at the World's Columbian Exposition, to define its duties, and to appropriate money therefor.

House bill No. 74 was read first time and passed to second reading without question.

On motion of Mr. Currin, the courtesies of the house were extended to Mr. H. E. Dosch, and he was invited to a seat within the bar of the house.

On motion of Mr. Wilkins, the courtesies of the house were extended to Hon. A. C. Jennings, and he was invited to seat within the bar of the house.

House bill No. 75. Mr. Paxton. A bill for an act to provide a manner for serving notices of appeals in all appeals from justices' courts, county courts, or circuit courts of the state.

House bill No. 75 was read first time and passed to second reading without question.

House bill No. 76. Mr. Paxton. A bill for an act recommending to the electors of the state of Oregon to vote for or against a convention to revise and change the constitution of the state.

House bill No. 76 was read first time and passed to second reading without question.

House bill No. 77. Mr. Paxton. A bill for an act to amend section 958 (927) of title III. of chapter XII. of the code of civil procedure, as compiled and annotated by William Lair Hill, relating to the manner of drawing juries.

House bill No. 77 was read first time and passed to second reading without question.

House bill No. 78. Mr. Lamson. A bill for an act entitled an act to amend an act entitled an act to amend sections 4061, 4070, 4084, and 4085 of title I., chapter LXXVI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, approved February 25, 1889.

House bill No. 78 was read first time and passed to second reading without question.

House bill No. 79. Mr. Nickell. A bill for an act to amend an act entitled an act to authorize the publication in county newspapers of the proceedings of county courts, and to fix compensation therefor.

House bill No. 79 was read first time and passed to second reading without question.

House bill No. 80. Mr. Nickell. A bill for an act to amend sections 1930, 1935, and 1940 of chapter VIII. of Hill's annotated laws of Oregon.

House bill No. 80 was read first time and passed to second reading without question.

House bill No. 81. Mr. Nickell. A bill for an act to provide for the levy and collection of a hospital tax.

House bill No. 81 was read first time and passed to second reading without question.

House bill No. 82. Mr. Cooper. A bill for an act to amend sections 3587 and 3593 (relating to the rate of interest) of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 82 was read first time and passed to second reading without question.

House bill No. 83. Mr. Wright of Union. A bill for an act entitled an act to create district estray pounds during certain months of the winter season in counties east of the Cascades, to provide for the election of district estray poundmaster, to define their duties, and provide compensation therefor.

Mr. Wright of Union moved that the rules be suspended and that house bill No. 83 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—53.

Absent—Messrs. Buxton, Durham, Ford, Lamson, Myer, Myers, and Wright of Union—7.

So the rules were suspended and house bill No. 83 was read first time by title only and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 11, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 6, asking for the reference of senate bill No. 21 asking for an appropriation for the world's fair.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Manley, senate concurrent resolution No. 6 was concurred in.

House bill No. 84. Mr. Blevins. A bill for an act to amend section 2831, chapter XVII., title VI. of the code of Oregon, as compiled by William Lair Hill, and to repeal all laws in conflict therewith.

House bill No. 84 was read first time and passed to second reading without question.

House bill No. 85. Mr. Nickell. A bill for an act to define the qualifications of supreme and circuit judges and district attorneys of the state of Oregon.

House bill No. 85 was read first time and passed to second reading without question.

House bill No. 86. Mr. Geer of Clackamas. A bill for an act to amend section 4094 of Hill's annotated code of Oregon.

House bill No. 86 was read first time and passed to second reading without question.

House bill No. 87. Mr. Daly. A bill for an act to incorporate the town of Lakeview, Lake county, Oregon.

House bill No. 87 was read first time and passed to second reading without question.

Mr. Daly moved that the rules be suspended and that house bill No. 87 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—57.

Absent—Messrs. Buxton, Hobbs, and Upton—3.

So the rules were suspended and house bill No. 87 was read second time by title only.

On motion of Mr. Daly, the bill was referred to the members from Klamath and Lake with leave to report at any time.

House bill No. 88. Mr. Miller. A bill for an act to provide for compiling, illustrating, printing, copyrighting, publishing, and distributing a state series of school textbooks, and appropriating money therefor.

House bill No. 88 was read first time and passed to second reading without question.

House bill No. 81. Mr. Nickell. A bill for an act to provide for the levy and collection of a hospital tax.

House bill No. 81 was read first time and passed to second reading without question.

House bill No. 82. Mr. Cooper. A bill for an act to amend sections 3587 and 3593 (relating to the rate of interest) of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 82 was read first time and passed to second reading without question.

House bill No. 83. Mr. Wright of Union. A bill for an act entitled an act to create district estray pounds during certain months of the winter season in counties east of the Cascades, to provide for the election of district estray poundmaster, to define their duties, and provide compensation therefor.

Mr. Wright of Union moved that the rules be suspended and that house bill No. 83 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—53.

Absent—Messrs. Buxton, Durham, Ford, Lamson, Myer, Myers, and Wright of Union—7.

So the rules were suspended and house bill No. 83 was read first time by title only and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 11, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 6, asking for the reference of senate bill No. 21 asking for an appropriation for the world's fair.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Manley, senate concurrent resolution No. 6 was concurred in.

House bill No. 84. Mr. Blevins. A bill for an act to amend section 2831, chapter XVII., title VI. of the code of Oregon, as compiled by William Lair Hill, and to repeal all laws in conflict therewith.

House bill No. 84 was read first time and passed to second reading without question.

House bill No. 85. Mr. Nickell. A bill for an act to define the qualifications of supreme and circuit judges and district attorneys of the state of Oregon.

House bill No. 85 was read first time and passed to second reading without question.

House bill No. 86. Mr. Geer of Clackamas. A bill for an act to amend section 4094 of Hill's annotated code of Oregon.

House bill No. 86 was read first time and passed to second reading without question.

House bill No. 87. Mr. Daly. A bill for an act to incorporate the town of Lakeview, Lake county, Oregon.

House bill No. 87 was read first time and passed to second reading without question.

Mr. Daly moved that the rules be suspended and that house bill No. 87 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—57.

Absent—Messrs. Buxton, Hobbs, and Upton—3.

So the rules were suspended and house bill No. 87 was read second time by title only.

On motion of Mr. Daly, the bill was referred to the members from Klamath and Lake with leave to report at any time.

House bill No. 88. Mr. Miller. A bill for an act to provide for compiling, illustrating, printing, copyrighting, publishing, and distributing a state series of school textbooks, and appropriating money therefor.

House bill No. 88 was read first time and passed to second reading without question.

House bill No. 89. Mr. Ford (by request). A bill for an act for the relief of the order of St. Benedict.

House bill No. 89 was read first time and passed to second reading without question.

Upon motion by Mr. Miller, house resolution No. 15, introduced by Mr. McEwen, was adopted.

Mr. Myers introduced house concurrent resolution No. 12.

HOUSE CONCURRENT RESOLUTION NO. 12.

Resolved by the House, the Senate concurring, That a committee of three from the house and two from the senate be appointed to visit the orphan's home located in the city of Salem, and also the "home," a like institution, located in the city of Portland, under the management of the ladies' relief society, and all other charitable institutions in the state, and report the same to both houses of the legislature.

On motion of Mr. Myers, the resolution was adopted.

HOUSE JOINT RESOLUTION NO. 1.

Introduced by Mr. Northup. Proposing an amendment to the constitution of Oregon.

Resolved by the House, the Senate concurring, That the following amendment to the constitution of the state of Oregon be and hereby is proposed: That section 31 of article I. be amended by striking out the following portions thereof, to wit: "White foreigners who are or may hereafter become residents of this state shall enjoy the same rights in respect to the possession, enjoyment, and descent of property as native-born citizens"; and so that said section of said article shall read as follows:—

Section 31. The legislative assembly shall have power to restrain and regulate the immigration to this state of persons not qualified to become citizens of the United States.

Mr. Northup moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan,

Staats, Stone, Toner, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Absent—Messrs. Buxton, Day, Trullinger, and Upton—4.

So the joint resolution was adopted.

HOUSE JOINT RESOLUTION NO. 2.

Introduced by Mr. Northup. Proposing an amendment to the constitution of the state of Oregon by repealing section 35 of article I.

Resolved by the House, the Senate concurring, That section 35 of article I. of the constitution be and hereby is repealed.

Mr. Northup moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—56.

Absent—Messrs. Buxton, Gullixson, Upton, and Wright of Union—4.

So the resolution was adopted.

HOUSE JOINT RESOLUTION NO. 3.

Introduced by Mr. Northup. Proposing an amendment to the constitution of the state of Oregon.

Resolved by the House, the Senate concurring, That the following amendment to the constitution of the state of Oregon be and is hereby proposed: That section 2 of article II. be amended so as to read as follows:—

Section 2. In all elections not otherwise provided for by this constitution, every male citizen of the United States of the age of twenty-one years and upwards, who shall have resided in the state during the six months immediately preceding such election, and every male of foreign birth of the age of twenty-one years and upwards, who shall have resided in this state during the six months immediately preceding such election, and shall have declared his intention to become a citizen of the United States three years preceding such election, conformably to the laws of the United States on the

subject of naturalization, shall be entitled to vote at all elections authorized by law; but registration laws may be enacted by the legislative assembly.

Mr. Northup moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—52.

Nays—Messrs. Houck, Nickell, Sheridan, and Upton—4.

Absent—Messrs. Buxton, Gullixson, King, and Wright of Union—4.

So the resolution was adopted.

Mr. Paxton was excused from attendance during the afternoon session of January 11th and the session of January 12th.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,

Mr. Speaker:

January 11, 1893. }

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 7, for a joint committee to investigate the books and management of the Oregon insane asylum.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

The resolution accompanying the message was read, and on motion of Mr. Ormsby was concurred in.

Mr. Wilkins introduced house resolution No. 20.

HOUSE RESOLUTION NO. 20.

Resolved, That the sergeant-at-arms is hereby authorized to admit all ex-members of the Oregon legislature to seats within the bar of the house.

On motion of Mr. Wilkins, the resolution was adopted.

On motion of Mr. Baughman, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 11, 1893. }

The house was called to order at 2 o'clock P. M. by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton, Cornelius, Ford, Gill, Gullixson, Nickell, and Wright of Union.

The following communication was received and ordered placed on record:—

COMMUNICATION.

PORTLAND, Oregon, January 2, 1893.

To the Honorable the House of Representatives of the State of Oregon—
 GENTLEMEN: At a meeting of the chamber of commerce of Portland held on December 9, 1892, the officers of the chamber were instructed to communicate with your honorable body, and request that you repeal what is known as the mortgage tax law, and also request that you repeal the clause in the law allowing the deduction of indebtedness from assessment for taxation.

Very respectfully,

Attest:

FRANK MOTTER, Secretary.

T. F. OSBORN,

President.

House bill No. 90. Mr. Cooper. A bill for an act relating to homesteads, and the manner of designating, declaring, and setting apart the same to the head of the family and others, and their exemption from execution or sale.

House bill No. 90 was read first time and passed to second reading without question.

House bill No. 91. Mr. Belknap. A bill for an act to change in part the compensation and mode of payment thereof to the clerk of the supreme court, county clerks, recorders of conveyances, clerks of the circuit court and county courts in the state, and of the sheriffs of the several counties; to repeal certain provisions of statute providing for the payment of certain fees to said officers, and of trial fees in certain cases; to provide for the payment by parties to appeals, actions, suits, and proceedings of certain sums to assist the state and the several counties in defraying expenses consequent upon the administration of justice; to provide for the appointment of deputies for the various offices above enumerated in

certain cases, and for their compensation; and for the payment to the state and several counties of sums of money and fees paid to officers by parties litigant.

House bill No. 91 was read first time and passed to second reading without question.

House bill No. 92. Mr. Geer of Clackamas. A bill for an act to regulate the running at large of stock.

House bill No. 92 was read first time and passed to second reading without question.

House bill No. 93. Mr. Houck. A bill for an act to define and punish obstruction to railroads, railroad trains, railroad tracks, street cars, and street-car tracks in the state of Oregon, and to protect the passengers and employés riding upon any train or car in said state.

House bill No. 93 was read first time and passed to second reading without question.

House bill No. 94. Mr. Ormsby (by request). A bill for an act to increase the per diem of jurors in certain cases.

House bill No. 94 was read first time and passed to second reading without question.

House bill No. 95. Mr. Geer of Marion. A bill for an act entitled an act to annul section 2 of an act passed February 20, 1889, the same being entitled "An act to annul an act entitled an act to create and establish a board of railroad commissioners, and to define and regulate its powers and define its duties, and to fix the compensation of its members, approved February 18, 1887, and being chapter LXXIII. of the general laws of Oregon, as compiled and annotated by William Lair Hill."

House bill No. 95 was read first time and passed to second reading without question.

House bill No. 96. Mr. Trullinger. A bill for an act to amend sections 5, 6, and 14 of an act entitled "An act to be entitled an act to authorize the city of Astoria to erect a sea wall and to grade the streets and construct sewers in connection therewith, and to issue sea wall bonds, and for other purposes relating thereto," filed in the office of the secretary of state, February 18, 1891.

House bill No. 96 was read first time and passed to second reading without question.

House bill No. 97. Mr. Sheridan. A bill for an act entitled an act to extend and regulate the liability of railroad companies to make compensation for personal injuries suffered by employés in their service.

House bill No. 97 was read first time and passed to second reading without question.

Mr. Daly moved to recall house joint resolution No. 3 from the senate.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—55.

Absent—Messrs. Buxton, Ford, Gill, Myers, and Paxton—5.

So the motion prevailed.

House bill No. 98. Mr. Gullixson. A bill for an act to define and punish an attempt to break and the breaking into any railway car situated in the state of Oregon, and to protect property therein contained.

House bill No. 98 was read first time and passed to second reading without question.

Mr. Ford sent to the desk the following communication:—

COMMUNICATION.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 11, 1893.

Mr. Speaker:

I give notice that I will on tomorrow introduce bills for acts creating county prosecuting attorneys and precinct assessors, and regulating purchase of supplies for state institutions.

TILMON FORD.

Mr. Wright of Union presented a petition praying for the creation of two new judicial districts in the sixth judicial district.

On motion, the petition was referred to the committee on judiciary.

On motion of Mr. Ormsby, the house adjourned.

D. C. SHERMAN,
Chief clerk.

THURSDAY, JANUARY 12, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 12, 1893. }

The house was called to order at 10 o'clock A. M. by the speaker. The roll was called, and all were present excepting Messrs. Bishop, Buxton, King, and Paxton.

The session was opened with prayer by the Rev. Mr. Bowersox.

On motion of Mr. Bishop, the courtesies of the house were extended to Hon. J. C. Moreland, and he was invited to a seat within the bar of the house.

The journal of the session of January 11th was then read and approved.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
January 12, 1893. }

Mr. Speaker :

I am directed by the president to return to you, pursuant to your message, house joint resolution No. 3.

And the same is herewith returned to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

The speaker, under house concurrent resolution No. 3, appointed the following members as a committee to visit public works in the state: Messrs. Durham, Nichols, and Elmore.

The speaker, under house concurrent resolution No. 4, appointed the following members as a committee to visit the state educational institutions: Messrs. Lamson, Brown of Douglas, and King.

The speaker, under house concurrent resolution No. 12, appointed the following members as a committee to visit orphans' home in Salem, the "Home" in Portland, and house of correction: Messrs. Myers, Russell, and Miller.

Mr. Daly moved to reconsider the vote by which house joint resolution No. 3 was adopted.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Bishop, Blevins, Currin, Daly, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Wright of Marion—44.

Nays—Messrs. Belknap, Belts, Brown of Douglas, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, and Mr. Speaker—10.

Absent—Messrs. Brown of Morrow, Buxton, Campbell, Day, Paxton, and Wright of Union—6.

Mr. Northup offered an amendment to house joint resolution No. 3, making it read:—

HOUSE JOINT RESOLUTION NO. 3.

Proposing an amendment to the constitution of the state of Oregon.

Resolved by the House, the Senate concurring, That the following amendment to the constitution of the state of Oregon be and is hereby proposed: That section 2 of article II. be amended so as to read as follows:

Section 2. In all elections not otherwise provided for by this constitution, every male citizen of the United States of the age of twenty-one years and upwards, who shall have resided in the state during the six months immediately preceding such election, shall be entitled to vote at all elections authorized by law; but registration laws may be enacted by the legislative assembly.

Mr. Daly moved to refer the resolution as amended to the committee on judiciary.

Lost.

Mr. Northup moved the adoption of the resolution as amended.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Manley, Mays, Merrill, Myers, Nichols, Northup, Ormsby, Russell, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—35.

Nays—Messrs. Blevins, Campbell, Currin, Daly, Day, Elmore, Houck, Inman, Jeffreys, King, Maloney, Miller, Myer, Nickell, Sheridan, Staats, Stone, Toner, Upton, and Wilkinson—20.

Absent—Messrs. Belknap, Buxton, McEwen, Merritt, and Paxton—5.

So the resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 12, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 9, requesting Thomas W. Symmons to set forth in his report to the government the advantages to be derived from the early completion of the government's improvements at the mouth of the Siuslaw river.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Nickell, the house concurred in senate concurrent resolution No. 9.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 12, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 8, to appoint a committee to investigate the books of the military board.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Miller, senate concurrent resolution No. 8 was concurred in.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 12, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 12, to visit the orphans' home at Salem, the orphans' "home" at Portland, and has appointed as such committee on the part of the senate, Messrs. Dodson and Vanderburg.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 11, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has appointed the following committees on the part of the senate:—

Under senate concurrent resolution No. 4, to investigate state land department, Messrs. Steiwer and Cogswell.

Under senate concurrent resolution No. 6, world's fair appropriation, Messrs. Woodard and Raley.

Under house concurrent resolution No. 3, to report on cascade locks and jetty at the mouth of the Columbia river, Messrs. Cross and Veatch.

Under house concurrent resolution No. 4, to visit state university, state normal school at Monmouth, and agricultural college at Corvallis, Messrs. McGinn and Matlock.

Under house concurrent resolution No. 6, to investigate the penitentiary, Messrs. Willis and Weatherford.

And the same is herewith transmitted to you.

O. P. MILLER,
Chief clerk.

Mr. Gill introduced house concurrent resolution No. 13.

HOUSE CONCURRENT RESOLUTION NO. 13.

Resolved by the House, the Senate concurring, That a committee of three from the house and two from the senate be appointed to consider a plan for the acquisition by the state of Oregon of the locks on the Willamette river at Oregon City; and that the same committee shall also consider the use now being made and proposed of the Willamette river at the falls at Oregon City for manufacturing and industrial purposes, and report upon the matters herein to this legislature; that the said committee shall have power to employ necessary assistance.

On motion of Mr. Gill, the resolution was adopted.

Mr. Myers moved that when the house should adjourn it adjourn to 2 o'clock P. M., Monday, January 16th.

Carried.

Mr. Wilkinson introduced house resolution No. 22.

HOUSE RESOLUTION NO. 22.

Resolved, That cigarette smoking in the hall of the house be prohibited at all times, and it shall be the duty of the sergeant-at-arms to see that this is enforced.

On motion of Mr. Wilkinson, the resolution was adopted.

Mr. Geer of Clackamas introduced house joint memorial No. 2.

HOUSE JOINT MEMORIAL NO. 2.

Memorial to Congress of the United States of America: Inasmuch as a form of gambling in the United States of America known as dealing in futures has and does now injure the producers of this country, inasmuch as the capital of the country is to a large extent employed in this form of gambling, and inasmuch as the members of the exchanges are engaged in artificially enhancing and in turn depressing the price of farm products, thus unsettling values and preventing legitimate buying and selling to a large extent; and the legislative assembly of the state of Oregon do ask that your honorable body pass the bill now before your body, known as the anti-option bill, to be the law of these United States of America.

On motion of Mr. Geer of Clackamas, the memorial was adopted.

Mr. Miller introduced house resolution No. 21.

HOUSE RESOLUTION NO. 21.

Resolved, That the chief clerk be instructed to recall from the state printer house bill No. 15.

Resolution adopted.

Mr. Ford introduced house joint memorial No. 3.

HOUSE JOINT MEMORIAL NO. 3.

Resolved by the House, the Senate concurring, Whereas the congress of the United States annually appropriates large sums of money for the improvement of the rivers and harbors of the several states of the United States, and expends the same mostly on the sea boards in the several states in such a manner that but little if any benefit accrues to the inland commerce of the several states; and whereas there is a vast inland empire in Oregon not touched by the sea board; and whereas the public post roads of this state are in urgent need of extensive and substantial repairs which the people are unable to meet without oppressive taxation; and whereas there are vast tracts of land not reached by any public post road which are so environed by mountains as to preclude the speedy settlement

thereof for want of proper post roads leading thereto; therefore, be it

Resolved, That the people of the state of Oregon demand of their representatives in congress that they use every honorable means in their power to secure an annual appropriation of five hundred thousand dollars for the state of Oregon, to be expended under the direction of the war department on the public post roads of this state, and in the establishment of other necessary public post roads therein.

On motion of Mr. Ford, the memorial was adopted.

Mr. Myers moved to adjourn.

The motion was lost.

Mr. Wilkins introduced house joint resolution No. 4

HOUSE JOINT RESOLUTION NO. 4.

Resolved by the House, the Senate concurring, That the following amendment to the constitution of the state of Oregon be and is hereby proposed: That section 14 of article II. of the constitution of the state of Oregon be and the same is hereby abrogated, and in lieu thereof section 14 of article II. of the constitution of the state of Oregon shall be as follows:—

Section 14. General elections shall be held on the Tuesday next after the first Monday in November biennially.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Northup, Ormsby, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—45.

Nays—Messrs. Daly, Day, Geer of Clackamas, Hobbs, Lawton, Nichols, Nickell, Russell, Sheridan, and Upton—10.

Absent—Messrs. Belknap, Buxton, Manley, Paxton, and Wright of Union—5.

So the resolution was adopted.

Mr. Upton introduced house concurrent resolution No. 15.

HOUSE CONCURRENT RESOLUTION NO. 15.

Resolved by the House, the Senate concurring, That there be appointed by the speaker a committee of three on the part of the house, to be known as the capitol improvement committee, to act in concert with a committee of two on the part of the senate; said committee

to be particularly concerned with such measures as look to the improvement of accoustical conditions affecting the hall of the house of representatives.

On motion of Mr. Upton, the resolution was adopted.

Mr. Miller moved that the rules be suspended and that house bill No. 15 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—55.

Absent—Messrs. Belknap, Buxton, Merrill, Paxton, and Wright of Union—5.

So the rules were suspended and house bill No. 15 was read second time by title only.

On motion of Mr. Miller, the bill was referred to a special committee consisting of the members of the Linn delegation, with leave to report at any time.

Mr. McEwen introduced house joint memorial No. 4.

HOUSE JOINT MEMORIAL NO. 4.

To the Honorable Senate and House of Representatives of the United States: Your memorialists, the legislative assembly of the state of Oregon, would most respectfully beg leave to represent—

That by reason of the scarcity of money labor's products are cheap; that in 1873, in order to compass as far as might be the enthronement of capital and the dethronement of labor, silver was demonetized as the outcome of a combine between Wall street and European bankers, with the purpose of rendering money scarcer and dearer; that scarce money means dear money; that dear money means cheap labor and cheap products of labor; that the country is suffering for the want of a sufficient circulating medium. Wherefore, your memorialists, the legislature of the state of Oregon, pray the congress of the United States to speedily enact a law restoring silver to its complete integrity and rights at the mints of the United States; that our senators in congress are instructed to use their best endeavors for the enactment of a free silver coinage

law; and further, that the secretary of state be and is hereby instructed to furnish a copy of this memorial to each of our senators and representatives in congress.

On motion of Mr. Northup, the memorial was referred to the committee on labor.

Mr. Geer of Marion introduced house concurrent resolution No. 16.

HOUSE CONCURRENT RESOLUTION NO. 16.

Whereas the people of the United States did by their ballots cast on the eighth day of November, 1892, declare their belief that the McKinley tariff law is a fraud, unjust and unconstitutional; and whereas the party which was endorsed by that election has emphatically declared and constantly insisted that the provisions of said law directly contribute to the robbery and impoverishment of the "plain people" of the country, to which a large majority of this assembly belongs; and whereas it has been incessantly proclaimed that the financial system of the country inaugurated and defended by the dominant party has resulted in a scarcity of "circulating medium" that has lead and is leading to a condition of poverty and destitution never before known in the history of our country; and whereas if what the recently successful party has told us be true, we are swinging on the yawning verge of nakedness and hunger, absolute and unavoidable, as the natural result of laws that are illogical, unjust, and unconstitutional; and whereas the people have said by their ballots that this is the actual condition of the country, which nothing but a repeal of the laws in question can remedy; therefore, be it

Resolved by the House, the Senate concurring, That in the judgment of this assembly, to the end that justice may be established, hunger averted, clothing placed within the reach of the people, and political promises redeemed, his excellency, the president-elect, should call an extra session of the congress of the United States, to meet as soon after the fourth of March next as it is possible for the senators and representatives to assemble at the national capital.

Mr. Geer of Marion moved the adoption of the resolution.

Mr. Wilkins moved that the house adjourn.

Lost.

Mr. Durham moved the previous question.

The motion prevailed.

The question being, "Shall the house adopt house concurrent resolution No. 16?" Messrs. Miller, Ford, and Wright of Marion called for the ayes and nays.

The roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Cooper, Cornelius, Daly, Day, Durham, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Jeffreys, King, Manley, Mays, McEwen, Merrill, Miller, Myer, Myers, Sheridan, Upton, Wilkins, Wright of Union, and Mr. Speaker—27.

Nays—Messrs. Baughman, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Currin, Duncan, Elmore, Ford, Geer of Clackamas, Hobbs, Lamson, Lawton, Layman, Maloney, Merritt, Nichols, Nickell, Northup, Ormsby, Russell, Staats, Stone, Toner, Trullinger, Wilkinson, and Wright of Marion—29.

Absent—Messrs. Belknap, Buxton, Campbell, and Paxton—4.

So the motion was lost.

On motion of Mr. Brown of Douglas, the house adjourned to Monday, January 16th, at 2 o'clock P. M.

D. C. SHERMAN,
Chief clerk.

MONDAY, JANUARY 16, 1893.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 16, 1893. }

The house met pursuant to adjournment, at 2 o'clock P. M., and was called to order by the speaker.

The roll was called, and all were present except Mr. Buxton.

The session was opened with prayer by Rev. Mr. Kellerman of the M. E. Church.

The journal of January 12th was read and approved.

The following communication from the secretary of state was then read and ordered placed on record.

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }
SALEM, Oregon, }
January 16, 1893. }

*To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon—*GENTLEMEN: I have the honor to inform you that in compliance with senate joint resolution No. 7 I have ordered ninety sets of Hill's annotated laws of Oregon of the edition of 1891, and have received thirty-five sets. I am informed

that the remaining fifty-five sets will reach Salem by Monday, the 23d instant.

Inasmuch as I was requested to secure a sufficient number of sets for the use of both houses of the legislative assembly, I respectfully ask for instructions from the legislative assembly respecting the present disposition of the thirty-five sets now in my custody.

I have the honor to be, very respectfully, your obedient servant.

GEO. W. McBRIDE,
Secretary of state.

Mr. Gill moved that the house waive its right to the copies of the code, and allow the same to be sent to the senate.

Mr. Northup moved to amend the motion by allowing fifteen copies to the senate and twenty to the house.

Mr. Gill accepted the amendment, and the motion prevailed.

Mr. Myers introduced house concurrent resolution No. 17.

HOUSE CONCURRENT RESOLUTION NO. 17.

Resolved by the House, the Senate concurring, That a special committee of three from the house and two from the senate be appointed, to meet with a like committee to be appointed by the legislature of the state of Washington, to look after the fishing industries on the Columbia river and regulate the laws governing the same with uniform laws; and that the clerk be instructed to notify the legislature of the state of Washington of such action.

On motion of Mr. Myers, the resolution was adopted.

Mr. Northup introduced house resolution No. 23.

HOUSE RESOLUTION NO. 23.

Resolved, That the speaker of the house is hereby authorized to appoint an assistant doorkeeper of the house, whose duty it shall be to attend in the lobby, to take charge of the swinging doors leading into the hall, to preserve order, and to prevent loud talking and noise in the lobby; to keep cleared a space for the passage of members and others to and from the hall and the rotunda, and to perform such additional duties as may be assigned to him by the doorkeeper of the house.

On motion of Mr. Northup, the resolution was adopted.

The speaker appointed Mr. W. N. Morse of Multnomah, assistant doorkeeper of the house.

Mr. Bishop introduced house resolution No. 24.

HOUSE RESOLUTION NO. 24.

Resolved, That rule 8 be amended so as to read as follows:—

Rule 8. That thirty-two standing committees, to consist of three

members each, except the committee on judiciary, on elections, on commerce, on railways and transportation, on fisheries, and on assessment and taxation, which shall consist of five members each, viz.:

Committee on elections.
 Committee on ways and means.
 Committee on education.
 Committee on judiciary.
 Committee on claims.
 Committee on military affairs.
 Committee on roads and highways.
 Committee on engrossed bills.
 Committee on enrolled bills.
 Committee on Indian affairs.
 Committee on printing.
 Committee on corporations.
 Committee on commerce.
 Committee on counties.
 Committee on federal relations.
 Committee on mining.
 Committee on public lands.
 Committee on internal improvements.
 Committee on public buildings and grounds.
 Committee on agriculture.
 Committee on alcoholic traffic.
 Committee on railways and transportation.
 Committee on assessment and taxation.
 Committee on fisheries.
 Committee on labor.
 Committee on manufactures.
 Committee on medicine and pharmacy.
 Committee on horticulture.
 Committee on public morals.
 Committee on rules and joint rules.
 Committee on salaries and mileage.
 Committee on public library.

By unanimous consent of the house, the resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
 SALEM, Oregon,
 January 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has

adopted senate concurrent resolution No. 10, for a joint committee to visit the Washington state penitentiary and report on the cost of the jute plant at that place.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Merritt, the house concurred in senate concurrent resolution No. 10.

Mr. Brown of Morrow introduced house concurrent resolution No. 18.

HOUSE CONCURRENT RESOLUTION NO. 18.

Resolved by the House, the Senate concurring, That a committee of five, consisting of three members from the house and two from the senate, be appointed to examine and investigate all matters pertaining to the construction and cost of construction of the state portage railroad around the cascades of the Columbia river, and of the wharves, section houses, terminal facilities and approaches connected therewith, including the cost of purchasing and acquiring right of way for the use of the said road and of all other land purchased by or on behalf of the board of portage commissioners for use in connection with the said railroad; and also to examine and investigate the cost of running, operating, and maintaining the said road and the property used in connection therewith since the construction of said road and the acquisition of said property; be it further

Resolved, That said committee, or a majority of such committee, shall have power to require the attendance and testimony of witnesses and the production of all books, papers, contracts, agreements, and documents relating to the matters under investigation, and to administer oaths; and the said committee are hereby authorized to employ such clerical help as in their judgment may be necessary.

Resolved further, That such committee make its report at the earliest practicable moment.

On motion of Mr. Brown of Morrow, the resolution was adopted. Mr. Northup introduced house concurrent resolution No. 19.

HOUSE CONCURRENT RESOLUTION NO. 19.

Resolved by the House, the Senate concurring, That a committee consisting of three members on the part of the senate and five members on the part of the house, constituting a joint committee, be appointed, whose duties it shall be to report a bill to apportion the

senate and house representation in the legislative assembly among the various counties of the state, according to the census of the United States of 1890, as provided in section 6 of article IV. of the constitution of the state of Oregon.

On motion of Mr. Northup, the resolution was adopted.

Mr. Upton, chairman of the special committee appointed under house concurrent resolution No. 8, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January —, 1893. }

Mr. Speaker:

Your special committee appointed to inquire into and ascertain the status of the cigar stand maintained in the capitol building, as to the authority by which the same is kept there, beg leave to report that we visited the office of the secretary of state, and there ascertained that the same is authorized and sanctioned by an act of immemorial custom; that the occupant is there simply on sufferance, liable to be removed at any time; that he pays nothing for the privilege; that said custom grew out of a general demand among members of both houses for a convenient place at which to get cigars.

J. H. UPTON,
Chairman.

R. D. INMAN.

On motion, the report was laid on the table.

The speaker announced the following standing committees:—

Elections—Northup, Durham, Cornelius, Mays, Miller.

Ways and Means—Wright of Union, Wright of Marion, Jeffreys.

Education—Brown of Douglas, Paxton, King.

Judiciary—Paxton, Brown of Morrow, Ford, Nichols, King.

Claims—Cornelius, Baughman, Myer.

Military Affairs—Geer of Clackamas, Northup, Nickell.

Roads and Highways—Cooper, Geer of Marion, Currin.

Engrossed Bills—Merritt, Manley, Elmore.

Enrolled Bills—Belknap, Merrill, Maloney.

Indian Affairs—Ormsby, Stone, Day.

Printing—Duncan, Gowan, Upton.

Corporations—Russell, Gullixson, Blevins.

Commerce—Gullixson, Belknap, Trullinger, Belts, Wilkinson.

Counties—Brown of Morrow, Brown of Douglas, Lawton, Hobbs, Inman.

Federal Relations—Hobbs, Sheridan, McEwen.
Mining—Wright of Marion, Buxton, Houck.
Public Lands—Merrill, Gowan, Sheridan.
Internal Improvements—Goodrich, Gill, Toner.
Public Buildings and Grounds—Ford, Wilkins, Staats.
Agriculture—Geer of Marion, Coon, Blevins.
Alcoholic Traffic—Belts, Duncan, Campbell.
Railways and Transportation—Gowan, Russell, Chandler, Jeffreys, Houck.

Assessment and Taxation—Chandler, Manley, Layman, Lawton, Daly.

Manufactures—Bishop, Elmore, Day.

Medicine and Pharmacy—Daly, Gill, Miller.

Horticulture—Coon, Ormsby, Toner.

Public Morals—Gill, Baughman, McEwen.

Rules and Joint Rules—Nichols, Durham, Inman.

Salaries and Mileage—Durham, Merritt, Maloney.

Public Library—Baughman, Ford, Miller.

Fisheries—Myers, Coon, Cooper, Jeffreys, Campbell.

Labor—Lamson, Mays, Upton.

The speaker then announced the following appointments of special committees:—

Under house concurrent resolution No. 2, to investigate the books and accounts of the state treasurer, Messrs. Wright of Marion, Wright of Union, and Miller.

Under house concurrent resolution No. 6, to investigate the books and accounts of the superintendent of the penitentiary, Messrs. Belknap, Nichols, and Myer.

Under house concurrent resolution No. 10, to prepare joint memorial on the subject of foreign immigration, Messrs. Bishop, Layman, and Nickeli.

Under house concurrent resolution No. 11, to prepare joint memorial relative to the Nicaragua canal, Messrs. Ormsby, Lamson and McEwen.

Under senate concurrent resolution No. 3, to investigate the books of the secretary of state, Messrs. Wilkins, Myers, and Stone.

Under senate concurrent resolution No. 4, to investigate the books and accounts of the state land department, Messrs. Paxton, Merrill, and Sheridan.

Under senate concurrent resolution No. 7, to examine the books of the superintendent of the insane asylum, Messrs. Bishop, Ormsby, and Houck.

Under senate concurrent resolution No. 8, to examine the books and accounts of the state military board, Messrs. Gill, Hobbs, and Nickell.

MESSAGE FROM THE SENATE.

SENATE CHAMBER.

SALEM, Oregon,

January 16, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 5, asking the president of the United States not to withdraw any of the public lands from settlement until after the adjournment of this legislature.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Ormsby moved that the house concur in senate joint resolution No. 5.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Coon, Cooper, Day, Duncan, Elmore, Ford, Geer of Marion, Gowan, Houck, Jeffreys, Mays, McEwen, Merritt, Myer, Nichols, Ormsby, Toner, Upton, Wilkins, and Wright of Marion—26.

Nays—Messrs. Bishop, Campbell, Chandler, Cornelius, Currin, Daly, Durham, Geer of Clackamas, Gill, Goodrich, Gullixson, Hobbs, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Merrill, Miller, Myers, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Trullinger, Wilkinson, and Mr. Speaker—32.

Absent—Messrs. Buxton and Wright of Union—2.

So the resolution was not concurred in.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

SALEM, Oregon,

January 16, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 11, making disposition of the codes now on hand in the office of the secretary of state.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Northup moved to amend senate concurrent resolution No.

11, by inserting the words "to the senate" after the words "twelve copies."

Mr. Nickell moved to concur in the resolution as amended.

The motion was carried.

On motion of Mr. Gill, the motion directing the secretary of state to deliver to the senate fifteen copies of Hill's code was reconsidered, and on motion of Mr. Northup, indefinitely postponed.

The following communication from the secretary of state, transmitting message of the governor relative to house bill No. 306 of sixteenth biennial session, was read:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }
SALEM, Oregon, }
January 16, 1893. }

To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon: I have the honor herewith to return to the house of representatives house bill No. 306 of the sixteenth biennial session of the legislative assembly, which was filed in this office February 21, 1891, together with the objections of the governor thereto.

I have the honor to be, very respectfully,
Your obedient servant,

GEO. W. McBRIDE,
Secretary of state.

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }
SALEM, Oregon, }
_____, 1891. }

To the Honorable the House of Representatives of the State of Oregon: I herewith return house bill No. 306 with my dissent. This bill appropriates "out of the five per cent United States bond sale fund of the state of Oregon the sum of one hundred and twenty-seven thousand dollars" to aid the county courts of certain counties in the construction of certain wagon roads specified in the bill. There is now in the state treasury of the fund above mentioned the sum of \$6,389.12. Section 3 of the bill provides "that whenever the county court of any county named in section 2 of this act shall certify to the secretary of state of the state of Oregon that the amount or amounts named in aid of such court has been expended in repairs or construction of the road or roads named for said county, as provided in said section 2, or shall certify that any

portion of the sum set apart for repairs or construction of any road in said county provided for in said section 2, or shall certify that any portion of the sum set apart for repairs or construction of any road in said county provided for in said section 2 has been expended and applied as provided by this act, the said secretary of state shall draw his warrant in favor of said county for the sum certified; *provided*, the said amount shall in no instance exceed the sum set apart in aid of the county court for the particular road certified as provided by section 2 of this act. It thus appears that the county court must first incur the indebtedness before the state assumes it. This is plainly repugnant to section 8, article II. of the state constitution, which expressly declares that "the state shall never assume the debts of any county, town, or any other corporation whatever, unless such debts shall have been created to repel invasion, suppress insurrection, or defend the state in war." The bill is also repugnant to section 7 of the same article, which limits the liabilities of the state to fifty thousand dollars. I veto the bill.

SYLVESTER PENNOYER,

Governor.

On motion of Mr. Nickell, the bill was ordered printed and made a special order of business for Monday, January 23d, at 2 o'clock P. M.

House concurrent resolution No. 9 having been made the special order of business for January 16th, was read.

On motion of Mr. Northup, house concurrent resolution No. 9 was referred to the committee on judiciary.

House bill No. 99. Mr. Coon. A bill for an act to govern the priority of right to waste, spring, and seepage waters, defining the rights of owners of springs and seepage waters, authorizing riparian owners to employ wheels, pumps, and other machinery for lifting water for irrigation, and declaring what uses of water shall have preference.

House bill No. 99 was read first time and passed to second reading without question.

House bill No. 100. Mr. Cooper. A bill for an act relating to public roads, providing for the election, defining the duties, and fixing the compensation of road supervisors; also providing for the levying, collecting, and apportionment of road taxes; also for the punishment of persons obstructing drains or ditches made for the preservation of roads; also for the manner of making uniform grades; also for compensation to be paid persons employed by supervisors; also for the filling of vacancies in the office of supervisors, and repealing sections 4082, 4083, 4086, 4088, 4089, 4090, 4091, 4092, 4093, 4095, 4096, 4097, 4098, and 4100, title I., chapter

LXXVI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, and also repealing sections 4084 and 4085 (as amended by an act entitled "An act to amend sections 4061, 4070, 4084, and 4085 of title I., chapter LXXVI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill," approved February 25, 1889,) of title I., chapter LXXVI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, and repealing all other laws in conflict herewith.

House bill No. 100 was read first time and passed to second reading without question.

Mr. Paxton was called to the chair.

House bill No. 101. Mr. Paxton. A bill for an act to regulate the incorporation and business of building and loan and savings and loan associations doing a general business.

House bill No. 101 was read first time and passed to second reading without question.

House bill No. 102. Mr. Paxton. A bill for an act to amend an act entitled an act to declare the first Saturday of June of each year a public holiday, to be known as Labor Day; and to amend an act entitled an act to amend section 899 of title VII., chapter II. of the civil code, general laws of Oregon, approved October 25, 1880, approved February 21, 1887.

House bill No. 102 was read first time and passed to second reading without question.

House bill No. 103. Mr. Paxton. A bill for an act to amend section 414 of Hill's annotated laws of Oregon, relating to the foreclosure and sale of real or personal property under liens of such property.

House bill No. 103 was read first time and passed to second reading without question.

House bill No. 104. Mr. Paxton. A bill for an act to amend sections 3054, 3055, 3056, 3057, and 3058 of Hill's annotated laws of Oregon, relating to chattel mortgages.

House bill No. 104 was read first time and passed to second reading without question.

House bill No. 105. Mr. Paxton. A bill for an act to amend sections 144 and 145 of Hill's annotated laws of Oregon.

House bill No. 105 was read first time and passed to second reading without question.

House bill No. 106. Mr. Paxton. A bill for an act to amend an act entitled "An act to declare what days are legal holidays in this state," approved February 20, 1885, and to provide when negotiable instruments falling due on legal holidays shall be payable.

House bill No. 106 was read first time and passed to second reading without question.

House bill No. 107. Mr. Paxton. A bill for an act to amend an act entitled an act to incorporate the city of Portland, filed in the office of the secretary of state, February 19, 1891.

House bill No. 107 was read first time and passed to second reading without question.

House bill No. 108. Mr. Nickell. A bill for an act to amend subdivision 1 of section 296 of Hill's annotated laws of Oregon.

House bill No. 108 was read first time and passed to second reading without question.

House bill No. 109. Mr. Paxton. A bill for an act to amend section 332 of title I., chapter IV. of the laws of Oregon, as compiled and annotated by William Lair Hill.

House bill No. 109 was read first time and passed to second reading without question.

House bill No. 110. Mr. Paxton (by request). A bill for an act to provide for a more effective protection of fish, game, and song birds; for the appointment of a game and fish protector, and to define his duties; and to repeal an act entitled an act to provide for the propagation and preservation of salmon and food fishes in the public waters of the state of Oregon, including so much of the streams which form common boundaries between said state and adjacent territories, and appropriating money therefor; also for the appointment of a fish commission, approved February 18, 1887.

House bill No. 110 was read first time and passed to second reading without question.

House bill No. 111. Mr. Paxton (by request). A bill for an act entitled an act to repeal sections 61 to 70, both inclusive, of an act entitled an act to incorporate the city of Portland, passed at the sixteenth biennial session of the legislative assembly of the state, and to create a municipal court for the city of Portland, with the powers of justice of the peace; creating the city of Portland into a single district for judicial purposes in so far as the jurisdiction and power of a justice of the peace are concerned, and directing and empowering the city attorney of the city, by himself or deputy, to prosecute in said court all criminal causes arising therein, as well for the violation of the general laws of the state as for violations of the city ordinances of said city.

House bill No. 111 was read first time and passed to second reading without question.

House bill No. 112. Mr. Manley (by request). A bill for an act to incorporate the Columbia harbor, and to provide for the construction and improvement of a harbor and channels and waterways therein for the use of water craft.

House bill No. 112 was read first time and passed to second reading without question.

House bill No. 113. Mr. Merritt. A bill for an act to define a sack of flour and regulate the sale thereof.

House bill No. 113 was read first time and passed to second reading without question.

House bill No. 114. Mr. Nickell. A bill for an act to amend section 2173 of Hill's annotated laws of Oregon.

House bill No. 114 was read first time and passed to second reading without question.

House bill No. 115. Mr. King. A bill for an act to distribute among the several counties within the state of Oregon all the moneys now in the office of the state treasurer derived from the five per centum of the sales of the public lands within the state, and all moneys now due the state of Oregon under the act of congress, approved March 2, 1891, repaying to the states the direct tax collected by act of congress, approved August 5, 1861, for the purpose of building and improving roads.

House bill No. 115 was read first time and passed to second reading without question.

House bill No. 116. Mr. Gullixson. A bill for an act to amend section 6 of article III. of an act entitled an act for the more efficient organization and discipline of the militia of the state of Oregon, filed in the office of the secretary of state, February 25, 1887.

House bill No. 116 was read first time and passed to second reading without question.

House bill No. 117. Mr. Gullixson. A bill for an act to amend section 3757 of the miscellaneous laws of the state of Oregon, as compiled and annotated by W. Lair Hill, and to provide for a reasonable compensation for the military forces of the state when in actual service of the state in time of war, insurrection, invasion, or imminent danger thereof.

House bill No. 117 was read first time and passed to second reading without question.

House bill No. 118. Mr. Gullixson. A bill for an act to amend an act entitled an act authorizing county courts to build armories in cities of over ten thousand inhabitants and to provide for the use thereof, approved February 9, 1887; and to authorize county courts to build armories in cities of over five thousand inhabitants and to provide for the use thereof; also to provide that counties containing cities of over five thousand inhabitants shall pay to the respective companies of militia in such counties rent for suitable armories, until such armories shall be erected as herein provided.

House bill No. 118 was read first time and passed to second reading without question.

House bill No. 119. Mr. Stone. A bill for an act entitled an act to amend an act entitled an act to incorporate the city of Athena, in Umatilla county, state of Oregon, and to define the powers thereof, and to repeal an act entitled "An act to incorporate the city Athena, in Umatilla county, Oregon, and to define the powers thereof," filed in the office of the secretary of state, February 20, 1889.

House bill No. 119 was read first time and passed to second reading without question.

House bill No. 120. Mr. Ormsby. A bill for an act to encourage the propagation of edible fish in the mountain streams of Oregon.

House bill No. 120 was read first time and passed to second reading without question.

House bill No. 121. Mr. Ormsby. A bill for an act to establish the "Oregon soldiers' home," and to make an appropriation therefor.

House bill No. 121 was read first time and passed to second reading without question.

House bill No. 122. Mr. Ormsby (by request). A bill for an act to amend section 3 of an act entitled an act to incorporate the city of Silverton, Marion county, state of Oregon, and to repeal an act entitled an act to incorporate the city of Silverton, in Marion county, Oregon, and approved February 16, 1885, and an act entitled an act to amend the act to incorporate the city of Silverton, approved February 15, 1887, the act which this act seeks to amend being found on page 530 of the session laws of 1891.

House bill No. 122 was read first time and passed to second reading without question.

House bill No. 123. Mr. Baughman. A bill for an act to amend sections four (4) and fifty-six (56) of an act entitled an act fixing the time for holding elections; regulating the manner of conducting state, district, county, and precinct elections; prescribing the manner of making nominations of candidates; providing for printing and distributing ballots by public officers at public expense; to prevent frauds and punish crimes affecting the right of suffrage; to repeal all of an act entitled "An act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I. of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1885"; to repeal all of an act entitled "An act to amend sections 4, 10, 14, 15, and 24 of an act entitled 'An act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I. of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1885,' approved November

25, 1885"; to repeal all of an act entitled "An act to amend section 49 of 'An act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I. of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1885,' approved November 25, 1885"; to repeal all of an act entitled "An act relating to elections, approved October 19, 1872"; to repeal sections 26, 27, and 28 of an act entitled "An act relating to elections and the mode of filling vacancies in office, approved October 29, 1870"; to repeal all of an act entitled "An act to amend section 2507 of Hill's annotated laws of Oregon, relating to elections and ballot paper, approved February 20, 1889," the same being identical with titles I. and II. of chapter XIV., sections 2499 to 2537, both inclusive, of the miscellaneous laws of Oregon, as compiled and annotated by William Lair Hill, and to repeal all acts and parts of acts in conflict with this act.

House bill No. 123 was read first time and passed to second reading without question.

House bill No. 124. Mr. Nickell. A bill for an act to provide for the recording of sales of real property sold for the recovery of delinquent taxes, and to further define the duties of officers in relation thereto.

House bill No. 124 was read first time and passed to second reading without question.

House bill No. 125. Mr. Lawton. A bill for an act entitled an act to amend section 2752 and repeal sections 2753, 2754, 2755, 2756, and 2757 of title III., of chapter XVII. of the general laws of Oregon, as compiled by W. Lair Hill, relating to the assessment of property and the collection of taxes.

House bill No. 125 was read first time and passed to second reading without question.

House bill No. 126. Mr. Hobbs (by request). A bill for an act to protect common carriers.

House bill No. 126 was read first time and passed to second reading without question.

The speaker resumed the chair.

House bill No. 127. Mr. Daly. A bill for an act to provide for the funding of the indebtedness of the counties of Lake and Klamath at a lower rate of interest.

House bill No. 127 was read first time and passed to second reading without question.

House bill No. 128. Mr. Myers. A bill for an act entitled an act to amend section 1173 of the laws of Oregon, as compiled by W. Lair Hill.

House bill No. 128 was read first time and passed to second reading without question.

House bill No. 129. Mr. Daly. A bill for an act to amend section 9 of an act entitled an act to create a southern Oregon board of agriculture, to define their duties, and to appropriate money therefor, approved February 25, 1889.

House bill No. 129 was read first time and passed to second reading without question.

House bill No. 130. Mr. Myer. A bill for an act entitled an act to amend section 16 of the session acts of 1891 relative to qualification of voters, as found on page 12 of said session acts.

House bill No. 130 was read first time and passed to second reading without question.

House bill No. 131. Mr. Blevins. A bill for an act to provide for the assessment and collection of taxes, and to repeal all of chapter XVII., except section 2836 thereof, of Hill's annotated laws of Oregon; also all of sections 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2342, 2344, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, and subdivisions 2, 9, and 23 of section 2602, subdivisions 3 and 4 of section 2619, sections 2620, 2621, 2643, 3593, and 3594 of Hill's annotated laws of Oregon; also "An act to amend section 2757 of title III. of chapter XVII. of the laws of Oregon, as compiled and annotated by W. Lair Hill," passed February 21, 1889; also "An act entitled an act to provide assessment blanks for district school clerks," approved February 25, 1889; also "An act to amend section 2797 of title VI. of chapter XVII. of the laws of Oregon, as compiled and annotated by Wm. Lair Hill," approved February 25, 1889; also "An act to amend section 2621 of the general laws of Oregon, as compiled and annotated by W. Lair Hill," approved February 25, 1889, and to repeal all other acts or parts of acts and all laws inconsistent with this act.

House bill No. 131 was read first time and passed to second reading without question.

House bill No. 132. Mr. Wilkinson. A bill for an act to provide for the assessment and collection of taxes, and to repeal all of chapter XVII., except section 2836 thereof, of Hill's annotated laws of Oregon; also all of sections 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2342, 2344, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, and subdivisions 2, 9, and 23 of section 2602, subdivisions 3 and 4 of section 2619, sections 2620, 2621, 2643, 3593, and 3594 of Hill's annotated laws of Oregon; also "An an act to amend section 2757 of title III. of chapter XVII. of the laws of Oregon, as compiled and annotated by W. Lair Hill," passed February 21, 1889; also "An act entitled an act to provide assessment blanks for district school

clerks," approved February 25, 1889; also "An act to amend section 2797 of title VI. of chapter XVII. of the laws of Oregon, as compiled and annotated by Wm. Lair Hill," approved February 25, 1889; also "An act to amend section 2621 of the general laws of Oregon, as compiled and annotated by W. Lair Hill," approved February 25, 1889, and to repeal all other acts or parts of acts and all laws inconsistent with this act.

House bill No. 132 was read first time and passed to second reading without question.

House bill No. 133. Mr. Gill. A bill for an act to prohibit the sale of tobacco, cigars, or cigarettes to minors under the age of eighteen years, and the use of tobacco, cigars, and cigarettes by such minors in any public place, and to repeal the act entitled an act to prohibit the sale of tobacco, cigars, or cigarettes to minors under the age of eighteen years, approved February 18, 1889.

House bill No. 133 was read first time and passed to second reading without question.

House bill No. 134. Mr. Geer of Clackamas. A bill for an act to amend sections 3445, 3446, and 3448 and to repeal section 3449 of the laws of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 134 was read first time and passed to second reading without question.

House bill No. 135. Mr. Geer of Clackamas. A bill for an act entitled an act to regulate criminal proceedings in justices' courts.

House bill No. 135 was read first time and passed to second reading without question.

House bill No. 136. Mr. Cooper (by request). A bill for an act to amend section 13 of an act entitled "An act to regulate the practice of medicine and surgery in the state of Oregon," filed in the office of the secretary of state, February 28, 1889.

House bill No. 136 was read first time and passed to second reading without question.

House bill No. 137. Mr. Geer of Marion (by request). A bill for an act to amend sections 37, 38, and 39 of an act to incorporate the city of Silverton, Marion county, state of Oregon, and to repeal an act entitled an act to incorporate the city of Silverton, Marion county, Oregon, and approved February 16, 1885, and an act entitled an act to amend the act to incorporate the city of Silverton, approved February 15, 1887.

House bill No. 137 was read first time and passed to second reading without question.

House bill No. 138. Mr. Geer of Marion (by request). A bill for an act for the relief of J. Stahley.

House bill No. 138 was read first time and passed to second reading without question.

House bill No. 139. Mr. Geer of Marion (by request). A bill for an act to incorporate the town of Mt. Angel, in Marion county, Oregon.

House bill No. 139 was read first time and passed to second reading without question.

House bill No. 140. Mr. Ford. A bill for an act to amend section 2593 on page 1225 of the laws of Oregon, compiled and annotated by W. Lair Hill.

House bill No. 140 was read first time and passed to second reading without question.

House bill No. 141. Mr. Northup. A bill for an act to incorporate the city of Portland, and to provide a charter therefor, and to repeal an act entitled "An act to incorporate the city of Portland," filed in the office of the secretary of state, February 19, 189 .

Mr. Northup moved that the rules be suspended and that house bill No. 141 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—55.

Absent—Messrs. Buxton, Gowan, Manley, Myers, and Wright of Union—5.

So the rules were suspended and house bill No. 141 was read first time by title only and passed to second reading without question.

Mr. Paxton moved that the rules be suspended and that house bill No. 141 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—56.

Absent—Messrs. Buxton, Geer of Marion, Manley, and Wright of Union—4.

So the rules were suspended and house bill No. 141 was read second time by title only.

On motion of Mr. Northup, the bill was referred to a special committee consisting of the members from Multnomah county, with leave to report at any time.

On motion of Mr. Northup, the house ordered 400 copies to be printed.

House bill No. 142. Mr. Maloney. A bill for an act to amend section 2344 of Hill's annotated laws of Oregon, compiled and annotated by William Lair Hill, relating to sheriffs' fees for collecting taxes.

House bill No. 142 was read first time and passed to second reading without question.

House bill No. 143. Mr. Maloney. A bill for an act to repeal an act entitled an act to authorize the publication in county newspapers of the proceedings of county courts, and fix compensation therefor.

House bill No. 143 was read first time and passed to second reading without question.

House bill No. 144. Mr. Wright of Union. A bill for an act to amend an act entitled "An act for the extirpation of the Canada thistle," approved February 25, 1889.

House bill No. 144 was read first time and passed to second reading without question.

House bill No. 145. Mr. Wright of Union (by request). A bill for an act to amend an act entitled "An act to provide times and places of holding the terms of court in the sixth judicial district of the state of Oregon, and to repeal all acts and parts of acts in conflict with this act," and to increase the salaries of the judges therein.

House bill No. 145 was read first time and passed to second reading without question.

House bill No. 146. Mr. Trullinger. A bill for an act for the protection of sturgeon in the Columbia river and its tributaries.

House bill No. 146 was read first time and passed to second reading without question.

House bill No. 147. Mr. Miller. A bill for an act to amend section 2590 of title III. of chapter XVI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, and to repeal all of an act entitled "An act to amend section 2590 of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, being a part of title III., chapter XVI., relating to education," and approved by the governor, February 25, 1889.

Mr. Miller moved that the rules be suspended and that house bill No. 147 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—59.

Absent—Mr. Buxton—1.

So the rules were suspended and house bill No. 147 was read first time by title only and passed to second reading without question.

House bill No. 148. Mr. Wilkins. A bill for an act to regulate the fees and compensations of the county clerk and sheriff of Lane county, and prescribing a salary therefor.

House bill No. 148 was read first time and passed to second reading without question.

House bill No. 149. Mr. Wilkins (by request). A bill for an act to amend section 1795 of the general laws of the state of Oregon as compiled and annotated by William Lair Hill.

House bill No. 149 was read first time and passed to second reading without question.

House bill No. 150. Mr. Wilkins. A bill for an act to amend sections 4005, 4006, and 4007, as amended by an act entitled an act to amend an act entitled an act to create and establish a board of railroad commissioners, and define and regulate its powers and define its duties, and to fix the compensation of its members, approved February 18, 1887, the same being chapter LXXIII. of the general laws of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 150 was read first time and passed to second reading without question.

House bill No. 151. Mr. Brown of Morrow. A bill for an act to amend section 350 (347) of the miscellaneous laws of Oregon, as compiled and annotated by William Lair Hill.

House bill No. 151 was read first time and passed to second reading without question.

House bill No. 152. Mr. Mays. A bill for an act to amend an act entitled an act to amend section 4229 of chapter LXXXV. of the miscellaneous laws of Oregon, as compiled and annotated by

W. Lair Hill, filed in the office of the secretary of state, February 21, 1891.

House bill No. 152 was read first time and passed to second reading without question.

House bill No. 153. Mr. Duncan. A bill for an act to repeal section 2343 of the miscellaneous laws of the state of Oregon, as compiled and annotated by William Lair Hill, so far as said section applies to the counties of Baker and Malheur.

House bill No. 153 was read first time and passed to second reading without question.

House bill No. 154. Mr. Gowan. A bill for an act entitled an act to amend subdivision three (3) of section 2602 of chapter XVI. (16), title IV. (4), miscellaneous laws, as compiled and annotated by W. Lair Hill.

House bill No. 154 was read first time and passed to second reading without question.

House bill No. 155. Mr. Gowan. A bill for an act entitled an act fixing and regulating the salaries of county school superintendents of the state of Oregon.

House bill No. 155 was read first time and passed to second reading without question.

House bill No. 156. Mr. Gowan. A bill for an act to create the county of Hamilton, in the state of Oregon, and to fix the salaries of county judge, treasurer, and stock inspector of said county.

Mr. Gowan moved that the rules be suspended and house bill No. 156 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—57.

Absent—Messrs. Buxton, Elmore, and Wilkinson—3.

So the rules were suspended and house bill No. 156 was read first time by title only and passed to second reading without question.

House bill No. 157. Mr. Brown of Morrow. A bill for an act entitled an act to regulate the employment of specialists in any line of education in the public schools of the state of Oregon.

House bill No. 157 was read first time and passed to second reading without question.

House bill No. 158. Mr. Upton. A bill for an act to amend section 4229, chapter LXXXV., title II. of the code of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 158 was read first time and passed to second reading without question.

House bill No. 159. Mr. Layman. A bill for an act to encourage the growth of hedge fences and ornamental trees along the highways of this state.

House bill No. 159 was read first time and passed to second reading without question.

House bill No. 160. Mr. Day. A bill for an act to amend sections 8, 12, 69, 98, 99, and 100 of the act entitled "An act to incorporate the city of Grants Pass, in Josephine county, Oregon, and to define the powers thereof," which passed the legislative assembly of the state of Oregon at the sixteenth regular session thereof, and was filed in the office of the secretary of state, February 18, A. D. 1891.

House bill No. 160 was read first time and passed to second reading without question.

House bill No. 161. Mr. Upton. A bill for an act to check the monopoly and destruction of salmon at the mouth of Rogue river.

House bill No. 161 was read first time and passed to second reading without question.

House bill No. 162. Mr. Upton. A bill for an act to amend section 4064, chapter LXXVI., title I. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, relating to the appointment of surveyor to survey county roads, and the act approved February 20, 1891.

House bill No. 162 was read first time and passed to second reading without question.

House bill No. 163. Mr. Ford (by request). A bill for an act entitled an act to fix and establish the liability of railroad corporations for injuries to employés in the management or operation of railways in the state of Oregon.

House bill No. 163 was read first time and passed to second reading without question.

House bill No. 164. Mr. Ford. A bill for an act to provide for the election of assessors in the precincts in each of the counties in this state, and to repeal the present law for the election of county assessors.

House bill No. 164 was read first time and passed to second reading without question.

House bill No. 165. Mr. Upton. A bill for an act to amend sub-

division 5 of section 2590 of the laws of Oregon, as compiled and annotated by William Lair Hill.

House bill No. 165 was read first time and passed to second reading without question.

House bill No. 166. Mr. Geer of Marion (by request). A bill for an act granting to the city of Silverton, Marion county, Oregon, authority over the county roads within the corporate limits of said city, and making streets of said county roads when accepted on the part of said city as such.

House bill No. 166 was read first time and passed to second reading without question.

House bill No. 167. Mr. Wright of Marion (by request). A bill for an act to authorize public notice of county expenses and expenditures to be given in an itemized form, and fix the method and compensation therefor.

House bill No. 167 was read first time and passed to second reading without question.

House bill No. 168. Mr. Upton. A bill for an act to repeal an act entitled an act to create and establish a board of railroad commissioners, and to define and regulate its powers and duties, and to fix the compensation of its members, approved February 18, 1887; and to repeal an act entitled an act to amend an act entitled an act to create and establish a board of railroad commissioners, and to define and regulate its powers and define its duties, and to fix the compensation of its members, approved February 18, 1887, and being chapter LXXIII. of the general laws of Oregon, as compiled and annotated by William Lair Hill; and an act to increase the powers and further define the duties of the board of railroad commissioners in respect to the management, operation, and control of railroads, and the transportation of persons and property within the state of Oregon, filed in the office of the secretary of state, February 20, 1891.

House bill No. 168 was read first time and passed to second reading without question.

House bill No. 169. Mr. Upton. A bill for an act to amend an act entitled an act to regulate the salaries of county judges of the state of Oregon, approved February 20, 1885, approved February 21, 1887, approved February 25, 1889, and filed in the office of the secretary of state, February 18, 1891.

House bill No. 169 was read first time and passed to second reading without question.

House bill No. 170. Mr. Upton. A bill for an act to tax all incomes exceeding the sum of one thousand dollars per annum.

House bill No. 170 was read first time and passed to second reading without question.

House bill No. 171. Mr. Upton. A bill for an act to amend section 2778, on page 1294 of the laws of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 171 was read first time and passed to second reading without question.

House bill No. 172. Mr. Ford. A bill for an act prescribing for and regulating the appointment and qualifications of court stenographers and reporters, and repealing all former laws in reference thereto.

House bill No. 172 was read first time and passed to second reading without question.

On motion of Mr. Merritt, the house adjourned.

D. C. SHERMAN,
Chief clerk.

TUESDAY, JANUARY 17, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 17, 1893. }

The house was called to order at 10 o'clock A. M. by the speaker.

The roll was called, and all the members were present excepting Messrs. Bishop and Buxton.

The session was opened with prayer by the Rev. Mr. Williams.

On motion of Mr. Merritt, the reading of the journal of last session was dispensed with.

The speaker announced the substitution of Mr. Wright of Union for Mr. Wright of Marion on committee appointed under house concurrent resolution No. 2.

The speaker announced the following as committee under senate concurrent resolution No. 6: Messrs. Northup, Wright of Union, and Nickell.

House bill No. 173. Mr. Russell. A bill for an act entitled an act providing for the relocation of the county seat of Union county, Oregon, by a submission of the question of such relocation to a vote of the legal voters of said county, and to provide for carrying the result of said vote into effect.

House bill No. 173 was read first time and passed to second reading without question.

Mr. Russell moved that the rules be suspended and that house bill No. 173 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Absent—Messrs. Bishop and Buxton—2.

So the rules were suspended and house bill No. 173 was read second time by title only.

On motion of Mr. Russell, the bill was referred to the committee on counties, with leave to report at any time.

House bill No. 174. Mr. Manley. A bill for an act to provide for the adoption, contracting for and furnishing of school textbooks for use in the public schools of this state, and to repeal all acts and parts of acts in conflict herewith, and especially sections 2575, 2576, and 2577 of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, as amended by an act approved February 25, 1889, pertaining to education.

House bill No. 174 was read first time and passed to second reading without question.

On motion of Mr. Gowen, the courtesies of the house were extended to Judge Clifford, and he was invited to a seat within the bar of the house.

House bill No. 175. Mr. Durham. A bill for an act to amend an act fixing the time for holding elections; regulating the manner of conducting state, district, county, and precinct elections; prescribing the manner of making nominations of candidates; providing for printing and distributing ballots by public officers at public expense; to prevent frauds and punish crimes affecting the right of suffrage; to repeal all of an act entitled "An act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I. of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1885"; to repeal all of an act entitled "An act to amend sections 4, 10, 14, 15, and 24 of an act entitled 'An act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I. of chapter XIV. of the miscellaneous

laws of Oregon, approved February 24, 1885,' approved November 25, 1885"; to repeal all of an act entitled "An act to amend section 49 of 'An act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I. of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1885,' approved November 25, 1885"; to repeal all of an act entitled "An act relating to elections, approved October 19, 1872"; to repeal sections 26, 27, and 28 of an act entitled "An act relating to elections and the mode of filling vacancies in office, approved October 29, 1870"; to repeal all of an act entitled "An act to amend section 2507 of Hill's annotated laws of Oregon, relating to elections and ballot paper, approved February 20, 1889," the same being identical with titles I. and II. of chapter XIV., sections 2499 to 2537, both inclusive, of the miscellaneous laws of Oregon, as compiled and annotated by William Lair Hill, and to repeal all acts and parts of acts in conflict with this act.

House bill No. 175 was read first time and passed to second reading without question.

House bill No. 176. Mr. Stone. A bill for an act to fix the fees and compensation of the county clerk and sheriff of Umatilla county, and fix a salary thereof, and to amend section 2343 of title I., and section 2370 of title II., chapter XI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 176 was read first time and passed to second reading without question.

House bill No. 177. Mr. Brown of Douglas. A bill for an act to amend section 72 of title IX. and section 76 of title X. of chapter I. of the general laws of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 177 was read first time and passed to second reading without question.

House bill No. 178. Mr. Coon. A bill for an act to create the county of Cascade, and fix the salaries of county judge, treasurer, and stock inspector thereof.

House bill No. 178 was read first time and passed to second reading without question.

House bill No. 179. Mr. Paxton. A bill for an act to amend section 3192, and repealing section 3193 of the general laws of Oregon, as compiled and annotated by W. Lair Hill, and to abolish days of grace upon negotiable instruments.

House bill No. 179 was read first time and passed to second reading without question.

House bill No. 180. Mr. Wright of Marion. A bill for an act to provide for the protection of game, fish, and wild fowl, and to amend sections 1930 and 1932 of the general laws of Oregon, as found in the second edition of the code thereof compiled and annotated by W. Lair Hill, and to amend section 1 of an act entitled an act to protect the ringneck Mongolian pheasant, quail or bob-white, prairie chicken, and pheasant in that part of the state of Oregon east of the Cascade mountains, approved February 21, 1891.

House bill No. 180 was read first time and passed to second reading without question.

House bill No. 181. Mr. Cornelius (by request). A bill for an act to amend an act entitled an act to amend section 4064 of title I., chapter LXXVI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, approved February 20, 1891; also to amend sections 3 and 4 of an act entitled an act to amend sections 4061, 4070, 4084, and 4085 of title I., chapter LXXVI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, approved February 25, 1889; also to amend sections 4092 and 4097, and to repeal sections 4086 and 4104 of title I., chapter LXXVI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, relating to the appointment and duties of road viewers and surveyor, to the duties of road supervisors, to the assessment and collection of taxes for road purposes, and regulating the expenditure of the same, and for other purposes relating to public roads and bridges.

House bill No. 181 was read first time and passed to second reading without question.

House bill No. 182. Mr. Cornelius (by request). A bill for an act to amend section 4140 of title V., chapter LXXVI. of the miscellaneous laws of Oregon, as compiled annotated by W. Lair Hill, relating to bridges on public roads.

House bill No. 182 was read first time and passed to second reading without question.

House bill No. 183. Mr. Cornelius. A bill for an act to amend section 2795 of chapter XVII., title VI. of the laws of the state of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 183 was read first time and passed to second reading without question.

House bill No. 184. Mr. Upton. A bill for an act to regulate the transportation of freights by railroad corporations within the state of Oregon.

House bill No. 184 was read first time and passed to second reading without question.

House bill No. 185. Mr. Belts. A bill for an act to amend sec-

tion 1764 of the laws of Oregon, as compiled and annotated by W. Lair Hill, relating to larceny in house, boat, or public building.

House bill No. 185 was read first time and passed to second reading without question.

House bill No. 186. Mr. Belts. A bill for an act entitled an act in regard to aliens, and to restrict their right to acquire and hold real and personal estate within the state of Oregon, and to provide for the disposition of the lands now owned within the state by non-resident aliens.

House bill No. 186 was read first time and passed to second reading without question.

House bill No. 187. Mr. Merrill. A bill for an act to amend an act entitled an act to incorporate the city of St. Helens, in Columbia county, and state of Oregon, filed in the office of the secretary of state, February 25, 1889.

House bill No. 187 was read first time and passed to second reading without question.

House bill No. 188. A bill for an act to repeal an act to amend section 3 of an act approved February 25, 1889, entitled an act to amend section 3350, section 3351, section 3353, section 3354, and section 3362, and to repeal section 3359 and section 3360 of title I., chapter XXXVIII. of the miscellaneous laws of Oregon, as compiled and annotated by William Lair Hill, approved February 18, 1891; and to amend section 3352 and section 3353 of the laws of Oregon, as compiled and annotated by William Lair Hill.

House bill No. 188 was read first time and passed to second reading without question.

House bill No. 189. Mr. Maloney. A bill for an act to repeal sections 7 and 8 of an act entitled an act to protect salmon and other food fishes in the state of Oregon and upon all waters upon which this state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon, and approved February 16, 1891.

House bill No. 189 was read first time and passed to second reading without question.

House bill No. 190. Mr. Paxton (be request). A bill for an act entitled an act to amend sections 2785, 2786, 2789, and 2790 of title V., chapter XVII. of the laws of the state of Oregon, as compiled and annotated by W. Lair Hill, relating to the assessment of property and the levy and collection of taxes.

House bill No. 190 was read first time and passed to second reading without question.

House bill No. 191. Mr. Wright of Union. A bill for an act to provide for the issuance of bonds for the improvement of streets

and laying of sewers in incorporated cities, and for the payment of the cost of such improvements and laying of sewers by installment.

House bill No. 191 was read first time and passed to second reading without question.

House bill No. 192. Mr. Day (by request). A bill for an act to amend sections 2456 and 2459 of title IV., chapter XIII., and section 2482, title IV., chapter XIII., and to repeal section 2728 of title IV., chapter XVII. of Hill's annotated laws of Oregon, and to provide for the election of precinct assessors; to define the duties thereof, and to provide for a county board of equalization.

House bill No. 192 was read first time and passed to second reading without question.

House bill No. 193. Mr. Inman. A bill for an act to secure independence of voters at town meetings and city elections secrecy of the ballot, and provide for the use of Myers' automatic ballot cabinet.

House bill No. 193 was read first time and passed to second reading without question.

House bill No. 194. Mr. Jeffreys. A bill for an act to enable women to hold educational offices within the state of Oregon.

House bill No. 194 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 16, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 13, asking for the appointing of a committee to investigate the locks at Oregon City.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 1 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was referred to the committee on manufactures.

House bill No. 2 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was referred to the committee on judiciary.

House bill No. 3 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was referred to the committee on judiciary.

House bill No. 4 coming on for second reading, was read second time.

On motion of Mr. Miller, the bill was referred to the committee on fisheries and game.

House bill No. 5 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to a special committee consisting of the members from Multnomah county, with leave to report at any time.

House bill No. 6 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to a special committee consisting of the members from Multnomah county, with leave to report at any time.

House bill No. 7 coming on for second reading, was read second time.

On motion of Mr. Belknap, the bill was referred to the committee on elections.

House bill No. 8 coming on for second reading, was read second time.

On motion of Mr. Belknap, the bill was referred to the committee on agriculture.

House bill No. 9 coming on for second reading, was read second time.

On motion of Mr. Belknap, the bill was referred to the committee on assessment and taxation.

House bill No. 10 coming on for second reading, was read second time.

On motion of Mr. Brown of Douglas, the bill was referred to the committee on fisheries and game.

House bill No. 12 coming on for second reading, Mr. Currin moved that the rules be suspended and the bill read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger,

Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—55.

Absent—Messrs. Buxton, Cornelius, Lamson, Northup, and Jeffreys—5.

So the rules were suspended and house bill No. 12 was read second time by title only.

On motion of Mr. Currin, the bill was referred to the committee on roads and highways.

House bill No. 11 coming on for second reading, was read second time.

On motion of Mr. Manley, the bill was referred to a special committee consisting of the members from Multnomah county.

House bill No. 13 coming on for second reading, was read second time.

On motion of Mr. Ormsby, the bill was referred to the committee on assessment and taxation.

House bill No. 14 coming on for second reading, Mr. Paxton moved that the rules be suspended and the bill read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—53.

Absent—Messrs. Belknap, Blevins, Buxton, Gowan, King, Lamson, and Wright of Union—7.

So the rules were suspended and house bill No. 14 was read second time by title only.

On motion of Mr. Daly, the bill was referred to a special committee consisting of the member from Klamath and Lake counties, with leave to report at any time.

House bill No. 16 coming on for second reading, was read second time.

On motion of Mr. Miller, the bill was referred to the committee on judiciary.

House bill No. 17 coming on for second reading, was read second time.

On motion of Mr. Miller, the bill was referred to the committee on ways and means.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 18, for the appointing of a committee to investigate and report on the workings of the portage railroad at the cascades.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 17, asking for a joint committee to visit the legislature of the state of Washington, relative to our fishing industries.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Under house concurrent resolution No. 17, the speaker appointed the following committee: Messrs. Myers, Coon, and Jeffreys.

House bill No. 19 coming on for second reading, Mr. Brown of Douglas moved that the rules be suspended and the bill read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Absent—Messrs. Bishop, Buxton, Gill, Gowan, Manley, and Myer—6.

So the rules were suspended and house bill No. 19 was read second time by title only.

On motion of Mr. Brown of Douglas, the bill was referred to a special committee consisting of the members from Douglas county, with leave to report at any time.

House bill No. 18 coming on for second reading, was read second time.

On motion of Mr. Durham, the bill was referred to the committee on corporations.

House bill No. 20 coming on for second reading, was read second time.

On motion of Mr. Stone, the bill was referred to a special committee consisting of the members from Umatilla county, with leave to report at any time.

Mr. Paxton was called to the chair.

House bill No. 21 coming on for second reading, was read second time.

On motion of Mr. Sheridan, the bill was referred to the committee on fisheries and game.

House bill No. 22 coming on for second reading, was read second time.

On motion of Mr. Sheridan, the bill was referred to the committee on fisheries and game.

House bill No. 23 coming on for second reading, was read second time.

On motion of Mr. Cornelius, the bill was referred to the committee on corporations.

House bill No. 24 coming on for second reading, was read second time.

On motion of Mr. Belts, the bill was referred to the committee on labor.

House bill No. 25 coming on for second reading, was read second time.

On motion of Mr. Belts, the bill was referred to the committee on counties.

House bill No. 26 coming on for second reading, was read second time.

On motion of Mr. Belts, the bill was referred to the committee on judiciary.

House bill No. 27 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was referred to the committee on engrossment.

House bill No. 28 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was referred to the committee on engrossment.

House bill No. 29 coming on for second reading, was read second time.

On motion of Mr. Ford, the bill was referred to the committee on assessment and taxation.

House bill No. 30 coming on for second reading, was read second time.

On motion of Mr. Ford, the bill was referred to the committee on judiciary.

House bill No. 31 coming on for second reading, was read second time.

On motion of Mr. Hobbs, the bill was referred to the committee on judiciary.

House bill No. 32 coming on for second reading, was read second time.

On motion of Mr. Mays, the bill was referred to the committee on judiciary.

House bill No. 33 coming on for second reading, was read second time.

On motion of Mr. Jeffreys, the bill was referred to the committee on judiciary.

House bill No. 34 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on fisheries and game.

House bill No. 35 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on ways and means.

House bill No. 36 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on judiciary.

House bill No. 37 coming on for second reading, was read second time.

On motion of Mr. Maloney, the bill was referred to the committee on assessments and taxation.

House bill No. 39 coming on for second reading, was read second time.

On motion of Mr. Campbell, the bill was referred to the committee on commerce.

House bill No. 40 coming on for second reading, was read second time.

On motion of Mr. Lamson, the bill was amended by striking out the word "fifty" and inserting the words "fifty-six," in line 4, and referred to the committee on corporations.

House bill No. 41 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to the committee on manufactures with leave to report at any time.

House bill No. 42 coming on for second reading, Mr. Ormsby moved that the rules be suspended and the bill read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union — 56.

Absent—Messrs. Brown of Morrow, Buxton, Campbell, and Mr. Speaker—4.

So the rules were suspended and house bill No. 42 was read second time by title only.

On motion of Mr. Ormsby, the bill was referred to the committee on elections.

House bill No. 43 coming on for second reading, was read second time.

On motion of Mr. Wright of Union, the bill was referred to the committee on judiciary.

House bill No. 44 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to the committee on military affairs.

By unanimous consent of the house, Mr. Myers introduced house resolution No. 25.

HOUSE RESOLUTION NO. 25.

Resolved, That the speaker be authorized to appoint another page. Mr. Myers moved the adoption of the resolution.

Lost.

House bill No. 45 coming on for second reading, was read second time.

On motion of Mr. Daly, the bill was referred to the committee on assessment and taxation.

House bill No. 46 coming on for second reading, was read second time.

On motion of Mr. Daly, the bill was referred to the committee on assessment and taxation.

House bill No. 47 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to a special committee consisting of the members from Multnomah county, with leave to report at any time.

House bill No. 48 coming on for second reading, was read second time.

On motion of Mr. Ormsby, the bill was referred to the committee on labor.

Mr. Speaker resumed the chair.

House bill No. 49 coming on for second reading, Mr. Baughman moved that the rules be suspended and the bill read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—59.

Absent—Mr. Buxton—1.

So the rules were suspended and house bill No. 49 was read second time by title only.

On motion of Mr. Baughman, the bill was referred to a special committee consisting of the members from Lane county.

Mr. Paxton moved to reconsider the vote by which house bill No. 18 was referred to the committee on labor.

The motion was lost.

Mr. Brown of Morrow asked to be excused from attendance in the house for the remainder of the forenoon session.

Mr. Northup was excused from further attendance in the house until 11:30 o'clock January 18, 1893.

House bill No. 50 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to the committee on judiciary.

House bill No. 51 coming on for second reading, was read second time.

On motion of Mr. Gill, the bill was referred to the committee on fisheries and game.

House bill No. 52 coming on for second reading, was read second time.

On motion of Mr. Durham, the bill was referred to the committee on judiciary.

House bill No. 53 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was referred to the committee on engrossment.

House bill No. 54 coming on for second reading, was read second time.

On motion of Mr. Merritt, the bill was referred to the committee on agriculture.

On motion of Mr. Ormsby, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 17, 1893. }

The house met at 2 o'clock P. M., and was called to order by the speaker.

The roll was called, and all were present excepting Messrs. Brown of Morrow, Buxton, King, Northup, and Upton.

House bill No. 55 coming on for second reading, was read second time.

On motion of Mr. Merritt, the bill was referred to the committee on fisheries and game.

House bill No. 56 coming on for second reading, was read second time.

On motion of Mr. Merritt, the bill was referred to a special committee consisting of the members from Jackson, Josephine, and Union counties.

House bill No. 57 coming on for second reading, was read second time.

On motion of Mr. Coon, the bill was referred to the committee on horticulture.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has appointed the following special committees:—

Under house concurrent resolution No. 2, Messrs. Hirsch and Myers.

Under house concurrent resolution No. 10, Messrs. Cameron and Cogswell.

Under house concurrent resolution No. 11, Messrs. Woodard and Huston.

Under senate concurrent resolution No. 3, Messrs. Denny and Blackman.

Under senate concurrent resolution No. 7, Messrs. Gates and Raley.

Under senate concurrent resolution No. 10, Messrs. Bancroft and Weatherford.

Under senate concurrent resolution No. 8, Messrs. Maxwell and McAlister.

And the same is herewith transmitted to you.

O. P. MILLER,
Chief clerk.

Under senate concurrent resolution No. 10, the speaker appointed Messrs. Gullixson, Hobbs, and Daly.

Mr. Upton introduced house joint memorial No. 5, but withdrew the same.

A petition from the dairyman's association was read and referred to the committee on agriculture.

Mr. Bishop, chairman of the committee on manufactures, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 17, 1893. }

Mr. Speaker:

Your committee on manufactures, to whom was referred house bill No. 41, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Strike out of enacting clause all words following the word "Oregon," and insert "relating to marriages."

AMENDMENT.

In line 5, after the word "cousins," insert the words "or nearer of kin."

AMENDMENT.

At the end of line insert "rules of civil law."

W. R. BISHOP,
Chairman.

The amendments to the bill were adopted.

House bill No. 41 was ordered engrossed and to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 17, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house concurrent resolution No. 9, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on elections.

O. F. PAXTON,
Chairman.

The resolution was referred to the committee on elections.

Mr. Daly, to whom was referred house bill No. 87, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 17, 1893. }

Mr. Speaker :

Your committee of one, to whom was referred house bill No. 87, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house with the recommendation that it do pass.

B. DALY,
Committee.

On motion of Mr. Daly, the bill was considered engrossed and ordered to third reading tomorrow.

The special committee to whom was referred house bill No. 15, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 17, 1893. }

Mr. Speaker :

Your special committee to whom was referred house bill No. 15, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

M. A. MILLER,
A. BLEVINS,
W. P. ELMORE,
Committee.

On motion of Mr. Miller, the bill was considered engrossed and ordered to third reading tomorrow.

Mr. Upton introduced house joint memorial No. 6.

HOUSE JOINT MEMORIAL NO. 6.

To the Honorable the Senate and House of Representatives of the United States: Your memorialists, the legislative assembly of the state of Oregon, would most respectfully beg leave to represent—

That there is a great dearth of the circulating medium in the United States; that there is not sufficient money in the United States to transact the business of the country on a cash basis; that it results from this condition of things that legitimate enterprise is retarded, and that indebtedness, both public and private, is constantly on the increase; that in this condition of things the capitalistic classes only are prosperous; that a law be enacted providing for the issue by the government of full legal tender money in sufficient volume to do the business of the country on a cash basis, say to the amount of fifty dollars per capita of the population; that provision be made under proper restrictions for the loaning to the public direct upon real estate security at two per centum per annum

such legal tender money; that the amount any one borrower shall be entitled to at any one time or during any one year shall be limited to the sum of five thousand dollars; that our senators in congress are instructed and our representatives requested to use their best endeavors for the enactment of the laws above indicated; further, that the secretary of state be and is hereby instructed to furnish a copy of this memorial to each of our representatives and senators in congress.

On motion of Mr. Geer of Clackamas, the memorial was laid on the table.

Mr. Nichols introduced house resolution No. 26.

HOUSE RESOLUTION NO. 26.

Resolved, That the compensation of clerks of standing committees of this house during this session shall be three dollars per day, and no more, for the time actually employed; and clerks of special committees shall be four dollars per day, and no more, except stenographers, who shall receive five dollars per day, and no more. The time of each clerk shall be certified by the committee to this house, when clerk's work is completed. No committee shall be permitted to employ any more than one clerk during this session without special permission from this house to do so, granted upon request of the committee, naming the number desired. No committee shall employ a clerk until there is work before the committee requiring a clerk.

Mr. Nichols moved that the resolution be adopted.

Mr. Paxton moved that the resolution be laid on the table.

Messrs. Ford and Wright of Marion demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Brown of Douglas, Campbell, Chandler, Cooper, Cornelius, Duncan, Durham, Geer of Clackamas, Gowan, Gullixson, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Upton, Wright of Union, and Mr. Speaker—35.

Nays—Messrs. Belts, Blevins, Coon, Currin, Daly, Elmore, Ford, Geer of Marion, Gill, Goodrich, Houck, Layman, Maloney, Myer, Nichols, Nickell, Toner, Trullinger, Wilkinson, and Wright of Marion—20.

Absent—Messrs. Brown of Morrow, Buxton, Day, Northup, and Wilkins—5.

So the resolution was laid on the table.

Mr. Hobbs introduced house resolution No. 27.

HOUSE RESOLUTION NO. 27.

Whereas Hon. Henry Buxton, representative-elect from Washington county, Oregon, is prostrated with serious illness to such an extent as to render his attendance upon this session of the house impossible; therefore, be it

Resolved by the House of Representatives of the State of Oregon: First—That we, his fellow representatives, deeply regret the misfortune which deprives us of his fellowship, his advice, and his assistance, and the state of Oregon of the services of one of the purest and ablest officials. Second—That a committee of three representatives be appointed to visit Representative Buxton and assure him that we deeply sympathize with him in his sufferings and misfortune, and sincerely hope for his speedy and complete recovery.

On motion of Mr. Hobbs, the resolution was unanimously adopted. Mr. Lawton introduced house concurrent resolution No. 20.

HOUSE CONCURRENT RESOLUTION NO. 20.

Resolved by the House, the Senate concurring, That a committee of five be appointed, consisting of three from the house and two from the senate, to draft a general incorporation act to govern the incorporation of cities and the amendments to their charters, and report the same at the next biennial session of the Oregon state legislature, and they are to receive such reasonable compensation for their services as the next house may allow.

On motion of Mr. Paxton, the resolution was adopted.

Mr. Durham introduced house resolution No. 28.

HOUSE RESOLUTION NO. 28.

Resolved, That Hon. A. C. Jennings be paid the sum of eight dollars for services rendered as temporary chief clerk of the house January 9, 1891.

On motion of Mr. Wright of Marion, the house adopted the resolution.

Mr. Chandler introduced house concurrent resolution No. 21.

HOUSE CONCURRENT RESOLUTION NO. 21.

Whereas the charter of the company heretofore collecting tolls over what is commonly called "the Barlow road" connecting the Willamette valley with Eastern Oregon has expired; and whereas it is desirable that the said road shall be maintained as a free road for the convenience of the people of the state; therefore, be it

Resolved by the House, the Senate concurring, That a joint committee consisting of three on the part of the house and two on the part of the senate be appointed to examine as to the advisability of the said road being maintained by the state as a free road; and said joint committee are hereby authorized to report a bill for such purpose.

On motion of Mr. Chandler, the resolution was adopted.

Mr. Jeffreys introduced house concurrent resolution No. 22.

HOUSE CONCURRENT RESOLUTION NO. 22.

Resolved by the House, the Senate concurring, That a committee of three on the part of the house and two on the part of the senate be appointed, whose duty it shall be to visit and examine into the general workings of the foundry and machine plant which is now being utilized in the manufacture of stoves at the Oregon state penitentiary, and to report the cost price thereof, and what the same can be purchased at; the amount of prison labor employed in the same, and if the said labor is not all employed, to report what would be the cost to enlarge the plant so as to employ all of said labor, and any other suggestions that the committee may deem to the best interests of the state concerning the same.

On motion of Mr. Jeffreys, the resolution was adopted.

Mr. Chandler introduced house joint resolution No. 5.

HOUSE JOINT RESOLUTION NO. 5.

Whereas the contractors at the cascade locks are now prepared to begin work on said locks, but the delay in transferring the plant of machinery and tools belonging to the government to said contractor is causing unnecessary delay; therefore, be it

Resolved by the House, the Senate concurring, That the secretary of state be and is hereby authorized and directed to telegraph our representatives in congress to interview the secretary of war with the view that said transfer be made at once and work on the cascade locks allowed to proceed.

Mr. Chandler moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell,

Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—53.

Not voting—Messrs. Sheridan and Upton—2.

Absent—Messrs. Buxton, Gowan, Houck, McEwen, and Northup—5.

So the resolution was adopted.

Mr. Myers introduced house resolution No. 29.

HOUSE RESOLUTION NO. 29.

Resolved, That the following committees be authorized to employ necessary clerical assistance, to be selected by the chairman, namely, elections, ways and means, education, judiciary, roads and highways, engrossed bills, enrolled bills, corporations, commerce, agriculture, railways and transportation, assessment and taxation, fisheries and game, labor, claims, military affairs, Indian affairs, printing, counties, federal relations, mining, public lands, public buildings, manufactures, alcoholic traffic, medicine and pharmacy, horticulture, public morals, rules and joint rules, salaries and mileage, and public library.

Mr. Ford moved to lay the resolution on the table.

Messrs. Ford and Layman demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Blevins, Campbell, Chandler, Day, Duncan, Elmore, Ford, Geer of Marion, Gill, Hobbs, Houck, Layman, Maloney, McEwen, Miller, Myer, Nichols, Nickell, Ormsby, Staats, Stone, Wilkins, Wilkinson, and Wright of Marion—24.

Nays—Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Coon, Cooper, Cornelius, Currin, Daly, Durham, Geer of Clackamas, Goodrich, Gowan, Gullixson, Inman, Jeffreys, Lamson, Lawton, Manley, Mays, Merrill, Merritt, Myers, Paxton, Russell, Sheridan, Toner, Trullinger, Upton, Wright of Union, and Mr. Speaker—33.

Absent—Messrs. Buxton, King, and Northup—3.

So the motion was lost.

Mr. Currin moved to amend by limiting the number of clerks for each committee to one, giving the committee instead of the chairman thereof the selection of such clerk, and fixing the compensation of clerks at three dollars per day, and no more.

Messrs. Sheridan and King demanded a division of the question.

The question was upon the amendment limiting the number of clerks to one.

Messrs. Ford and Wright of Marion demanded the ayes and nays. On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Blevins, Cooper, Currin, Day, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Houck, Jeffreys, Lamson, Lawton, Layman, Maloney, McEwen, Miller, Myer, Nichols, Nickell, Sheridan, Staats, Stone, Wilkinson, and Wright of Marion—26.

Nays—Messrs. Belknap, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Daly, Duncan, Durham, Gill, Gowan, Gullixson, Hobbs, Inman, King, Manley, Mays, Merrill, Merritt, Myers, Ormsby, Paxton, Russell, Toner, Trullinger, Upton, Wilkins, Wright of Union, and Mr. Speaker—31.

Absent—Messrs. Belts, Buxton, and Northup—3.

So the amendment was lost.

The question was now upon the adoption of the second division of the amendment, "the committee to select the clerk."

Messrs. Wright of Marion and Ormsby demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Houck, Inman, Jeffreys, King, Layman, Maloney, Manley, McEwen, Miller, Myer, Nickell, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—40.

Nays—Messrs. Belknap, Brown of Douglas, Chandler, Coon, Durham, Geer of Clackamas, Gullixson, Hobbs, Lamson, Lawton, Mays, Merrill, Merritt, Myers, Nichols, Paxton, Russell, and Mr. Speaker—18.

Absent—Messrs. Buxton and Northup—2.

So the amendment was adopted.

The question was now upon the third division of the amendment, fixing the compensation at three dollars per diem.

Messrs. Ford and Wright of Marion demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Coon, Cooper, Currin, Daly, Day, Elmore, Ford, Geer of Marion, Goodrich, Houck, Jeffreys, King, Lamson, Layman, Maloney, McEwen, Miller, Myer, Nichols, Nickell, Ormsby, Staats, Stone, Toner, Upton, Wilkins, Wilkinson, and Wright of Marion—31.

Nays—Messrs. Belknap, Bishop, Brown of Douglas, Brown of

Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—53.

Not voting—Messrs. Sheridan and Upton—2.

Absent—Messrs. Buxton, Gowan, Houck, McEwen, and Northup—5.

So the resolution was adopted.

Mr. Myers introduced house resolution No. 29.

HOUSE RESOLUTION NO. 29.

Resolved, That the following committees be authorized to employ necessary clerical assistance, to be selected by the chairman, namely, elections, ways and means, education, judiciary, roads and highways, engrossed bills, enrolled bills, corporations, commerce, agriculture, railways and transportation, assessment and taxation, fisheries and game, labor, claims, military affairs, Indian affairs, printing, counties, federal relations, mining, public lands, public buildings, manufactures, alcoholic traffic, medicine and pharmacy, horticulture, public morals, rules and joint rules, salaries and mileage, and public library.

Mr. Ford moved to lay the resolution on the table.

Messrs. Ford and Layman demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Blevins, Campbell, Chandler, Day, Duncan, Elmore, Ford, Geer of Marion, Gill, Hobbs, Houck, Layman, Maloney, McEwen, Miller, Myer, Nichols, Nickell, Ormsby, Staats, Stone, Wilkins, Wilkinson, and Wright of Marion—24.

Nays—Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Coon, Cooper, Cornelius, Currin, Daly, Durham, Geer of Clackamas, Goodrich, Gowan, Gullixson, Inman, Jeffreys, Lamson, Lawton, Manley, Mays, Merrill, Merritt, Myers, Paxton, Russell, Sheridan, Toner, Trullinger, Upton, Wright of Union, and Mr. Speaker—33.

Absent—Messrs. Buxton, King, and Northup—3.

So the motion was lost.

Mr. Currin moved to amend by limiting the number of clerks for each committee to one, giving the committee instead of the chairman thereof the selection of such clerk, and fixing the compensation of clerks at three dollars per day, and no more.

Messrs. Sheridan and King demanded a division of the question.

The question was upon the amendment limiting the number of clerks to one.

Messrs. Ford and Wright of Marion demanded the ayes and nays. On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Blevins, Cooper, Currin, Day, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Houck, Jeffreys, Lamson, Lawton, Layman, Maloney, McEwen, Miller, Myer, Nichols, Nickell, Sheridan, Staats, Stone, Wilkinson, and Wright of Marion—26.

Nays—Messrs. Belknap, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Daly, Duncan, Durham, Gill, Gowan, Gullixson, Hobbs, Inman, King, Manley, Mays, Merrill, Merritt, Myers, Ormsby, Paxton, Russell, Toner, Trullinger, Upton, Wilkins, Wright of Union, and Mr. Speaker—31.

Absent—Messrs. Belts, Buxton, and Northup—3.

So the amendment was lost.

The question was now upon the adoption of the second division of the amendment, "the committee to select the clerk."

Messrs. Wright of Marion and Ormsby demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Houck, Inman, Jeffreys, King, Layman, Maloney, Manley, McEwen, Miller, Myer, Nickell, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—40.

Nays—Messrs. Belknap, Brown of Douglas, Chandler, Coon, Durham, Geer of Clackamas, Gullixson, Hobbs, Lamson, Lawton, Mays, Merrill, Merritt, Myers, Nichols, Paxton, Russell, and Mr. Speaker—18.

Absent—Messrs. Buxton and Northup—2.

So the amendment was adopted.

The question was now upon the third division of the amendment, fixing the compensation at three dollars per diem.

Messrs. Ford and Wright of Marion demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Coon, Cooper, Currin, Daly, Day, Elmore, Ford, Geer of Marion, Goodrich, Houck, Jeffreys, King, Lamson, Layman, Maloney, McEwen, Miller, Myer, Nichols, Nickell, Ormsby, Staats, Stone, Toner, Upton, Wilkins, Wilkinson, and Wright of Marion—31.

Nays—Messrs. Belknap, Bishop, Brown of Douglas, Brown of

Morrow, Campbell, Chandler, Cornelius, Duncan, Durham, Geer of Clackamas, Gill, Gowan, Gullixson, Hobbs, Inman, Lawton, Manley, Mays, Merrill, Merritt, Myers, Paxton, Russell, Sheridan, Trullinger, Wright of Union, and Mr. Speaker—27.

Absent—Messrs. Buxton and Northup—2.

So the amendment was adopted.

Mr. Bishop moved to refer the resolution as amended to a special committee of five to be appointed by the chair.

Mr. Geer of Clackamas amended the motion by referring the resolution to the committee on salaries and mileage.

Mr. Bishop accepted the amendment.

The motion as amended being put by the speaker, Messrs. Ford and Wright of Marion demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Cooper, Cornelius, Durham, Geer of Clackamas, Gill, Gowan, Gullixson, Hobbs, Manley, Merrill, Merritt, Myers, Paxton, Russell, Wright of Union, and Mr. Speaker—21.

Nays—Messrs. Baughman, Belts, Blevins, Coon, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Marion, Goodrich, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Miller, Myer, Nichols, Nickell, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Wright of Marion—36.

Absent—Messrs. Buxton, Campbell, and Northup—3.

So the motion was lost.

Mr. Paxton moved to amend the resolution so as to read: "Long-hand clerks to be paid four dollars and shorthand clerks five dollars per day."

Mr. Wilkinson moved that the amendment be laid on the table.

Messrs. Ford and Wright of Marion demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Daly, Duncan, Durham, Geer of Clackamas, Gowan, Gullixson, Inman, Lawton, Manley, Merrill, Merritt, Myers, Nichols, Paxton, Russell, Wilkinson, Wright of Union, and Mr. Speaker—26.

Nays—Messrs. Baughman, Belts, Blevins, Coon, Currin, Day, Elmore, Ford, Geer of Marion, Gill, Goodrich, Hobbs, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Miller, Myer, Nickell, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, and Wright of Marion—32.

Absent—Messrs. Buxton and Northup—2.

So the motion to lay on the table was lost.

The question now being on Mr. Paxton's amendment to the resolution, Mr. Paxton offered to amend the amendment, making it apply only to the committees of assessments and taxation, ways and means, railways and transportation, and judiciary.

Mr. Merritt moved to amend by adding "committees on engrossed and enrolled bills."

Mr. Brown of Douglas moved to amend by adding "committee on education."

The amendments were accepted.

Mr. King moved the previous question.

The question was, "Shall the main question be now put?"

Carried.

The question now being on the adoption of Mr. Paxton's amendment, Messrs. Ford and Wright of Marion demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Cornelius, Duncan, Durham, Geer of Clackamas, Gill, Gullixson, Inman, Lawton, Manley, Mays, Merrill, Merritt, Myers, Paxton, Russell, Wright of Union, and Mr. Speaker—23.

Nays—Messrs. Baughman, Belts, Blevins, Coon, Cooper, Currin, Daly, Day, Elmore, Ford, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, McEwen, Miller, Myer, Nichols, Nickell, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Wright of Marion—34.

Absent—Messrs. Buxton, Hobbs, and Northup—3.

So the amendment was lost.

The question now being on the adoption, as amended, of house resolution No. 29, Messrs. Ford, Wright of Marion, and King demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Campbell, Coon, Cooper, Currin, Daly, Day, Elmore, Ford, Geer of Marion, Gill, Houck, Jeffreys, King, Layman, Maloney, Manley, McEwen, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Wright of Marion—36.

Nays—Messrs. Belknap, Brown of Douglas, Brown of Morrow, Chandler, Cornelius, Duncan, Durham, Geer of Clackamas, Goodrich, Gowan, Gullixson, Hobbs, Inman, Lamson, Lawton, Mays, Merrill, Merritt, Myers, Paxton, Wright of Union, and Mr. Speaker—22.

Absent—Messrs. Buxton and Northup—2.

So the resolution was adopted.

Mr. Bishop moved to reconsider the vote by which house resolution No. 29 was adopted.

Mr. Wright of Marion introduced house joint resolution No. 6.

HOUSE JOINT RESOLUTION NO. 6.

Resolved by the House, the Senate concurring, That clerks of joint committees be paid four dollars per day, and no more, for the time actually employed, and in case it is necessary to travel in performing work for said committees, the clerk shall receive in addition his actual traveling expenses while so employed.

Mr. Wright of Marion moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Chandler, Coon, Cooper, Currin, Duncan, Elmore, Ford, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Maloney, Myer, Myers, Nichols, Ormsby, Paxton, Russell, Staats, Stone, Toner, Wilkins, Wright of Marion, and Wright of Union—36.

Nays—Messrs. Brown of Morrow, Campbell, Cornelius, Daly, Day, Durham, Geer of Clackamas, Geer of Marion, Inman, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Nickell, Sheridan, Trullinger, Upton, Wilkinson, and Mr. Speaker—22.

Absent—Messrs. Buxton and Northup—2.

So the resolution was adopted.

Mr. Bishop introduced house joint resolution No. 7.

HOUSE JOINT RESOLUTION NO. 7.

Proposing an amendment to the constitution of the state of Oregon.

Resolved by the House, the Senate concurring, That the following amendment to the constitution of the state of Oregon be and is hereby proposed: Article II. of section 2 shall be amended by striking out the words "white male" wherever those words occur in connection with said article.

Section 2. The power to extend the elective franchise in conformity with this amendment shall be vested with the legislative assembly.

On motion of Mr. Miller, the resolution was referred to the committee on judiciary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 41,—a bill for an act to create the office of recorder of conveyances in the county of Umatilla, and to define the duties thereof.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 41 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER.
SALEM, Oregon,
January 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 12, asking for the appointing of a joint committee to investigate the Torrens system of transfer of real property, as to the desirability of its adoption by this state.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Belts, senate concurrent resolution No. 12 was concurred in.

Mr. Ormsby introduced house resolution No. 30.

HOUSE RESOLUTION NO. 30.

Resolved, That 200 copies of sample ballots to accompany and be incorporated in house bill No. 142 be ordered printed.

On motion of Mr. Ormsby, the resolution was adopted.

Mr. Paxton introduced house concurrent resolution No. 24.

HOUSE CONCURRENT RESOLUTION NO. 24.

Whereas the mineral springs at Sodaville, Linn county, Oregon, are the property of the state, and the proper preservation and care

Maloney, McEwen, Miller, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Upton, Wilkinson, and Mr. Speaker—19.

Absent—Messrs. Buxton, Gill, and Northup—3.

Not voting—Mr. Day—1.

So the resolution was laid on the table.

Mr. Upton introduced house resolution No. 31.

HOUSE RESOLUTION NO. 31.

Resolved, That the judiciary committee ascertain and report to the house the following matters:—

First—Whether any contracts now exist between the state and schoolbook publishers by which the state is obligated to buy the books in use for any fixed time.

Second—Whether such contract fixes a price at which the books must be sold to the people.

Third—Whether the jobbing houses of the state fix the price at which retail stores sell the books.

Fourth—What proportion of the profit on the books is made by the jobbing houses and what by the retailers.

Fifth—How much above the price paid the publishers by the jobbing houses are the books sold to the people.

On motion of Mr. Upton, the resolution was adopted.

The committee appointed under house concurrent resolution No. 10 was granted permission to retire to meet the committee from the senate.

House bill No. 195. Mr. Upton. A bill for an act to amend section 3617, chapter LII., pages 1570 and 1571 of the laws of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 195 was read first time and passed to second reading without question.

House bill No. 196. Mr. Paxton. A bill for an act to amend section 57, title V. of chapter X. of the laws of Oregon, as compiled and annotated by William Lair Hill, relating to the service of summons in civil actions by publication.

House bill No. 196 was read first time and passed to second reading without question.

House bill No. 197. Mr. Paxton. A bill for an act to amend sections 72 (71) and 76 (75) of the code of civil procedure of the state of Oregon, as compiled and annotated by William Lair Hill, relating to pleadings in civil actions.

House bill No. 197 was read first time and passed to second reading without question.

House bill No. 198. Mr. Paxton. A bill for an act to promote

and increase the efficiency of special schools for the education of defective and afflicted children in the state of Oregon.

House bill No. 198 was read first time and passed to second reading without question.

House bill No. 199. Mr. Paxton. A bill for an act entitled an act authorizing school districts to issue negotiable bonds and provide for the payment thereof.

House bill No. 199 was read first time and passed to second reading without question.

House bill No. 200. Mr. Russell. A bill for an act to create the eighth and ninth judicial districts of Oregon, and to re-district the sixth and seventh judicial districts, and providing for the appointment and election of judges and prosecuting attorneys for said eighth and ninth districts, and prescribing the times and places for holding the terms of court in the said sixth, seventh, eighth, and ninth districts.

House bill No. 200 was read first time and passed to second reading without question.

Mr. Russell moved that the rules be suspended and that house bill No. 200 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—46.

Not voting—Mr. Geer of Clackamas—1.

Absent—Messrs. Baughman, Bishop, Brown of Douglas, Buxton, Cornelius, Geer of Marion, King, Lawton, Layman, Myers, Nickell, Northup, and Ormsby—13.

So the rules were suspended and house bill No. 200 was read second time by title only.

On motion of Mr. Russell, the bill was referred to the committee on judiciary.

House bill No. 201. Mr. Campbell. A bill for an act to amend an act entitled an act to protect salmon and other food fishes in the state of Oregon, and upon all waters upon which this state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon.

House bill No. 201 was read first time and passed to second reading without question.

House bill No. 202. Mr. Wright of Union. A bill for an act to create the county of Elgin, and fix the salaries of county judge and treasurer thereof.

House bill No. 202 was read first time and passed to second reading without question.

House bill No. 203. Mr. Belknap. A bill for an act to amend section 2733 of chapter XVII. of the general laws of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 203 was read first time and passed to second reading without question.

House bill No. 204. Mr. Belknap (by request). A bill for an act to create the county of Blaine, and to fix the salaries of county judge and treasurer.

House bill No. 204 was read first time and passed to second reading without question.

Mr. Belknap moved that the rules be suspended and the bill read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—52.

Absent—Messrs. Bishop, Buxton, Cornelius, Gullixson, Myers, Nickell, Northup, and Wright of Marion—8.

So the rules were suspended and house bill No. 204 was read second time by title only.

On motion of Mr. Belknap, the bill was referred to the committee on counties.

House bill No. 205. Mr. Bishop. A bill for an act to amend section 2276 of the general laws of Oregon, as compiled and annotated by W. Lair Hill, changing the boundaries of Multnomah county, Oregon.

House bill No. 205 was read first time and passed to second reading without question.

House bill No. 206. Mr. Gowan. A bill for an act entitled an act to provide for the sinking of artesian wells in the several counties of the state of Oregon containing arid lands.

House bill No. 206 was read first time and passed to second reading without question.

Mr. Gowan moved that the rules be suspended and that house bill No. 206 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—55.

Absent—Messrs. Buxton, Durham, Gullixson, Lamson, and Northup—5.

So the rules were suspended and house bill No. 206 was read second time by title only.

On motion of Mr. Gowan, the bill was referred to the committee on public lands.

House bill No. 207. Mr. Hobbs. A bill for an act to amend section 2330 of the laws of Oregon, as compiled and annotated by W. Lair Hill, relating to the times for holding circuit courts in the third judicial district of the state of Oregon, and repealing all laws in conflict therewith.

House bill No. 207 was read first time and passed to second reading without question.

House bill No. 208. Mr. Lawton (by request). A bill for an act entitled an act to provide for the location and re-location of county seats of the counties within the state of Oregon, and to provide for the time and manner of holding an election in relation thereto.

House bill No. 208 was read first time and passed to second reading without question.

House bill No. 209. Mr. Myers. A bill for an act to amend an act of the legislative assembly of the state of Oregon filed in the office of the secretary of state, February 18, 1891, entitled an act to establish and incorporate the port of Portland, and to provide for the improvement of the Willamette and Columbia rivers in said port and between said port and the sea.

House bill No. 209 was read first time and passed to second reading without question.

Mr. Myers moved that the rules be suspended and that house bill No. 209 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Gowan, Goodrich, Gullixson, Houck, Inman, Jeffreys, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—55.

Absent—Messrs. Buxton, Hobbs, King, Lamson, and Northup—5.

So the rules were suspended and house bill No. 209 was read second time by title only.

On motion of Mr. Myers, the bill was referred to a special committee consisting of the members from Multnomah county.

House bill No. 210. Mr. Elmore. A bill for an act to repeal all of an act entitled an act to create and aid eastern Oregon district agricultural societies, and to define their duties, and appropriate money therefor, approved February 20, 1889; and to repeal all of an act entitled an act to create a southern Oregon state board of agriculture, to define their duties, and to appropriate money therefor, approved February 25, 1889; and to repeal section 3163 of title I., chapter XXVI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, and to appropriate money to aid county agricultural societies.

House bill No. 210 was read first time and passed to second reading without question.

House bill No. 211. Mr. Staats. A bill for an act to amend sections 2599 and 2618, title IV. of chapter XVI. of the miscellaneous laws, as compiled and annotated by W. Lair Hill.

House bill No. 211 was read first time and passed to second reading without question.

House bill No. 212. Mr. Cornelius. A bill for an act to provide how taxes due on real estate mortgages may be paid.

House bill No. 212 was read first time and passed to second reading without question.

House bill No. 213. Mr. Cornelius (by request). A bill for an act entitled "An act to incorporate the city of Forest Grove, and to repeal an act entitled an act to incorporate the town of Forest Grove, in the county of Washington, and to repeal all acts and parts of acts in conflict therewith," approved February 25, 1885, filed in the office of the secretary of state, February 21, 1891.

House bill No. 213 was read first time and passed to second reading without question.

House bill No. 214. Mr. Elmore. A bill for an act to repeal sections 3482, 3483, 3484, 3485, 3486, 3487, and 3488 of chapter XLII., title I. of Hill's annotated laws of Oregon.

House bill No. 214 was read first time and passed to second reading without question.

House bill No. 215. Mr. Russell. A bill for an act entitled an act to amend section eight (8) of chapter II. (2); section twenty-two (22) of chapter III. (3); section twenty-five (25) of chapter IV. (4); sections twenty-nine (29), thirty (30), and thirty-five (35) of chapter V. (5); sections forty (40), forty-one (41), and forty-two (42) of chapter VI. (6); sections fifty-six (56), forty-four (44), and sixty-five (65) of chapter VII. (7); section eighty-eight (88) of chapter VIII. (8), and sections one hundred and eight (108), one hundred and nine (109), one hundred and twelve (112), one hundred and twenty-two (122) of chapter IX. (9); and to repeal sections sixty-eight (68), sixty-nine (69), seventy (70), seventy-one (71), seventy-two (72), seventy-three (73), seventy-four (74), seventy-five (75), seventy-six (76), seventy-seven (77), seventy-eight (78), seventy-nine (79), eighty (80), eighty-one (81), eighty-two (82), eighty-three (83), eighty-four (84), eighty-five (85), eighty-six (86), eighty-seven (87), eighty-nine (89), ninety (90), ninety-one (91), ninety-two (92), ninety-three (93), ninety-four (94), ninety-five (95), ninety-six (96), ninety-seven (97), ninety-eight (98), ninety-nine (99), one hundred and two (102), one hundred and three (103), and one hundred and four (104) of chapter VIII. (8) of an act entitled an act to incorporate the city of La Grande, in the county of Union, state of Oregon, and to repeal an act entitled an act to incorporate the town of La Grande, in the county of Union, state of Oregon, approved December 18, 1865, approved February 4, 1885.

Mr. Russell moved that the rules be suspended and that house bill No. 215 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Absent—Messrs. Buxton and Cornelius—2.

So the rules were suspended, and house bill No. 215 was read first time by title only and passed to second reading without question.

House bill No. 216. Mr. Wilkins. A bill for an act to provide for interchange of traffic and for division of freights and passenger traffic between connecting railroad companies transporting freight and passengers from interior points in this state to the seaport or cities on navigable rivers.

House bill No. 216 was read first time and passed to second reading without question.

House bill No. 217. Mr. Geer of Marion. A bill for an act to repeal an act entitled an act to establish a state board of charities and corrections for the state of Oregon.

House bill No. 217 was read first time and passed to second reading without question.

House bill No. 218. Mr. Merrill (by request). A bill for an act for the relief of Hon. J. W. Maxwell.

House bill No. 218 was read first time and passed to second reading without question.

House bill No. 219. Mr. Geer of Marion. A bill for an act to provide for compiling, editing, illustrating, stereotyping, printing, binding, copyrighting, and distributing an elementary textbook upon the subject of agriculture and horticulture, for the use of the public schools in the state of Oregon, and appropriating money therefor.

House bill No. 219 was read first time and passed to second reading without question.

House bill No. 220. Mr. Mays (by request). A bill for an act to provide for the recording of certified copies of deeds.

House bill No. 220 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 24.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Under house concurrent resolution No. 24 the speaker appointed the following committee: Messrs. Wright of Union and Daly.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has amended house concurrent resolution No. 22, adopted the amendment, and the resolution as amended was adopted.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

AMENDMENT.

Strike out that part creating a special committee of three on the part of the house and two on the part of the senate, and insert the following in lieu thereof: "that the special committee appointed under senate concurrent resolution No. 10 shall examine," etc.

On motion of Mr. Jeffreys, the amendment was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 31,—a bill for an act to incorporate the town of Springfield, and to repeal all acts and parts of acts relating to the incorporation of the town of Springfield, and all acts amendatory thereof.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 31 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has

passed senate bill No. 25,—a bill for an act entitled an act to amend an act entitled an act to amend section 2363 of title II. of chapter XI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, filed in the office of the secretary of state, February 19, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 25 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 59,—a bill for an act to amend an act entitled an act to provide times and places of holding the terms of court in the sixth judicial district of the state of Oregon, and to repeal all acts and parts of acts in conflict with this act, and to increase the salaries of the judges therein.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 59 was read first time and passed to second reading without question.

House bill No. 221. Mr. Nickell. A bill for an act to establish a state board of health for the better protection of life and health, and to define the duties thereof, and to prevent the spread of contagious and infectious diseases in the state of Oregon.

House bill No. 221 was read first time and passed to second reading without question.

House bill No. 222. Mr. Myers. A bill for an act to elect a fish commissioner and define his duties, and to repeal sections 3482, 3483, 3484, 3485, 3486, 3487, and 3488 of Hill's annotated laws of Oregon.

House bill No. 222 was read first time and passed to second reading without question.

House bill No. 223. Mr. Currin. A bill for an act to amend section 8 of an act entitled an act to regulate the practice of pharmacy

and the sale of poisons in the state of Oregon, filed in the office of the secretary of state, February 21, 1891.

House bill No. 223 was read first time and passed to second reading without question.

Mr. Brown, chairman of the special committee to whom was referred house bill No. 19, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 17, 1893. }

Mr. Speaker :

Your special committee, consisting of the members from Douglas county, to whom was referred house bill No. 19, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. C. BROWN,
Chairman.

On motion of Mr. Brown, house bill No. 19 was considered engrossed and to third reading tomorrow.

Mr. Northup presented a petition from the people of Mt. Tabor, Multnomah county.

On motion, it was referred to a special committee consisting of the members from Multnomah county.

On motion of Mr. Russell, house bill No. 215 was ordered not printed.

On motion of Mr. Cornelius, house bill No. 213 was ordered not printed.

Mr. Baughman, chairman of the special committee to whom was referred house bill No. 49, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January —, 1893. }

Mr. Speaker :

Your special committee, consisting of the members from Lane county, to whom was referred house bill No. 49, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

D. C. BAUGHMAN,
Chairman.

On motion of Mr. Baughman, house bill No. 49 was ordered engrossed and to third reading tomorrow.

House bill No. 58 coming on for second reading, was read second time.

On motion of Mr. Coon, the bill was referred to the committee on horticulture.

House bill No. 59 coming on for second reading, Mr. Baughman moved that the rules be suspended and that the bill be read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Union, and Mr. Speaker—53.

Absent—Messrs. Bishop, Buxton, Elmore, Geer of Clackamas, King, Wilkinson, and Wright of Marion—7.

So the rules were suspended and house bill No. 59 was read second time by title only.

On motion of Mr. Baughman, the bill was referred to the committee on counties.

House bill No. 60 coming on for second reading, Mr. Geer of Clackamas moved that the rules be suspended and the bill read time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—56.

Absent—Messrs. Buxton, Geer of Clackamas, King, and Wright of Union—4.

So the rules were suspended and house bill No. 60 was read second time by title only.

On motion of Mr. Duncan, the bill was referred to the committee on mining.

House bill No. 61 coming on for second reading, was read second time.

On motion of Mr. Duncan, the bill was referred to the committee on assessment and taxation.

House bill No. 62 coming on for second reading, was read second time.

On motion of Mr. Brown of Douglas, the bill was referred to the committee on roads and highways.

On motion of Mr. Myers, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 18, 1893. }

The house met at 2 o'clock P. M. and was called to order by the speaker.

The roll was called, and all the members were present except Messrs. Buxton, Gill, and Wilkins.

The speaker offered a communication from Brigadier-General Compson, announcing a review and inspection of the first regiment of infantry and battery A, Oregon national guard, and inviting the members of the house to witness the same.

On motion of Mr. Myers, the house accepted the invitation.

By consent of the house, Mr. Bishop requested that the report of the joint committee appointed under house concurrent resolution No. 10 be read.

The joint committee, to whom was referred house concurrent resolution No. 10, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 18, 1893. }

Mr. Speaker :

Your joint committee appointed under house concurrent resolution No. 10, to propose a joint memorial to congress on foreign immigration, would respectfully report that said committee have organized by electing the undersigned as chairman, and have pro-

posed a joint memorial which is hereby submitted to the house of representatives for their consideration.

C. A. COGSWELL,
Chairman.

HOUSE JOINT MEMORIAL NO. 8.

To the Senate and House of Representatives of the United States of America in Congress assembled: Your memorialists, the legislative assembly of the state of Oregon, in this year of our Lord one thousand eight hundred and ninety-three, beg leave to respectfully submit, for the timely consideration of your honorable body, the following memorial, accompanied by our earnest petition that the same be accepted and acted upon in the spirit of patriotism and national self-preservation that prompts its presentation:—

Whereas the unrestricted immigration of laboring classes, though long a desirable factor in our national development, has in the last thirty years achieved proportions so gigantic as to become our gravest menace; and whereas our once great need of population, rapidly augmented by imported laborers, has been so fully met that the question as to "Where we shall find people for our unsettled lands" has given place to the much more startling query as to "Where we shall find lands and labor for our homeless people"; and whereas the experience of many states of the union proves that the indiscriminate naturalization of the foreign-born population of monarchial governments is rapidly undermining our republican institutions, and will ultimately overthrow them if allowed to go on unchecked; and whereas the far-seeing founders of this government conferred upon congress the power "to establish" an uniform system of naturalization (see article I., paragraph 8, section 15 of the constitution of the United States); and whereas article XXX. (30), from sections 2165 to 2174, inclusive, of the revised statutes of the United States, also later laws regulating the naturalization of aliens clearly sustain the power of congress in dealing with this difficult problem; and whereas such laws were well adapted to the purposes for which they were intended at the time of their enactment, yet the conditions of our country have so far changed that they have ceased to apply to our present situation, and not only no longer operate as a protection to our interests, but have become the alarming source of revolution and despotism upon our own soil; and whereas the threatened scourge of Asiatic cholera now menacing our people can be held in check only through necessary restriction of such immigration; therefore,

Resolved, That the legislative assembly of the state of Oregon respectfully petition your honorable body to take immediate action

for such prohibition and provide fully for its enforcement before the close of the present session of congress, and that the secretary of state be requested to immediately forward copies of this memorial to each of our senators and representatives in congress.

On motion of Mr. Bishop, the memorial was adopted.

House bill No. 63 coming on for second reading, was read second time.

On motion of Mr. Hobbs, the bill was referred to the committee on assessment and taxation.

House bill No. 64 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to the committee on agriculture.

House bill No. 65 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on judiciary.

House bill No. 66 coming on for second reading, was read second time.

On motion of Mr. Durham, the bill was referred to the committee on judiciary.

House bill No. 67 coming on for second reading, was read second time.

On motion of Mr. Russell, the bill was referred to the committee on judiciary.

House bill No. 68 coming on for second reading, was read second time.

On motion of Mr. Jeffreys, the bill was referred to the committee on judiciary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 18, 1893.

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 13, accepting the invitation of Brigadier-General Compson to be present at the drill at the armory at Portland on the evening of January 20, 1893.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Paxton, the house concurred in senate concurrent resolution No. 13.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 20.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in house joint resolution No. 5.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Senate bill No. 41 coming on for second reading was read second time.

On motion of Mr. Belts, the bill was referred to a special committee consisting of the members from Umatilla county.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 27, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

House bill No. 27 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Belknap, Brown of Douglas, Buxton, Duncan, and Paxton—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 53, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

On motion of Mr. Bishop, the bill was referred to the committee on manufactures.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate joint resolution No. 2 has been reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign senate joint resolution No. 2, and soon thereafter that he had signed the same.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 28, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

House bill No. 28 was read third time.

On motion of Mr. Jeffreys, the bill was referred to the committee on judiciary.

House bill No. 15 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Buxton, Geer of Clackamas, Myers, and Northup—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

With the consent of the house, Mr. Stone, from the special committee to whom was referred house bill No. 20, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 17, 1893. }

Mr. Speaker :

Your special committee, to whom was referred house bill No. 20,

beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that the same do now pass.

M. TONER,
D. BELTS,
JERRY STONE,
Committee.

House bill No. 87 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Buxton and Geer of Clackamas—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 20 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Buxton, Jeffreys, King, Merritt, and Stone—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion, the courtesies of the house were extended to Capt. Geo. H. Moffett, Rev. Mr. Wilbur, and Hon. Mr. Nice, and they were invited to seats within the bar of the house.

On motion of Mr. Northup, the courtesies of the house were extended to Dr. Mullinix, and he was invited to a seat within the bar of the house.

On motion of Mr. Nickell the courtesies of the house were extended to Hon. W. L. Colvig, and he was invited to a seat within the bar of the house.

On motion of Mr. Miller, the courtesies of the house were extended to Hon. N. Bilyeu, and he was invited to a seat within the bar of the house.

Mr. Daly, to whom was referred house bill No. 14, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 18, 1893. }

Mr. Speaker :

Your committee of one, to whom was referred house bill No. 14, beg leave to report that I have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

B. DALY,
Committee.

On motion of Mr. Daly, the bill was considered engrossed and ordered to third reading tomorrow.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 18, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 41, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 32,—a bill for an act entitled an act to amend the charter of the city of Myrtle Point, in the county of Coos, and state of Oregon; to authorize the said town to issue bonds for the construction of a system of water-works, for the use of the inhabitants of said town or city, for fire and domestic purposes; to provide for the lighting of the said city with gas or electricity; for sewerage purposes, and for the improvements of streets and highways.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 32 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 8,—a bill for an act to incorporate the city of Hillsboro, in the county of Washington, and state of Oregon, and to repeal an act entitled an act to incorporate the town of Hillsboro, in Washington county, Oregon, approved October 19, 1876; and an act to amend an act entitled an act to incorporate the town of Hillsboro, in Washington county, Oregon, approved February 16, 1883; and an act entitled an act to amend an act entitled an act to incorporate the town of Hillsboro, in Washington county, Oregon, approved October 19, 1876, approved February 4, 1887; and an act entitled an act to amend an act to incorporate the town of Hillsboro, in Washington county, Oregon, approved October 19, 1876, as amended by an act to amend an act to incorporate the town of Hillsboro, in Washington county, Oregon, and approved February 4, 1887, which said act was filed in the office of the secretary of state, February 18, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 8 was read first time and passed to second reading without question.

The following communication was read and referred to the committee on assessment and taxation:—

COMMUNICATION.

STATE CAPITOL,
SALEM, Oregon,
January —, 1893. }

To the Honorable the Legislative Assembly of the State of Oregon: The state board of equalization, at its regular 1892 session, adopted the following resolutions:

Whereas the five-mill tax now required to be levied by the several county courts of the state of Oregon for school purposes offers an inducement to the assessors of Oregon to assess property for less than its actual cash value; therefore be it

Resolved, That in the opinion of the board said tax ought to be abolished; that instead of said law an act should be passed by the legislature of Oregon requiring the county court of each county in the state of Oregon to ascertain from the last school census of said county the number of school children in said county between the ages of four and twenty years, and allow the sum of ——— dollars for each school child thus obtained; and that said court, at the same time that it makes a levy for taxes for county purposes, levy a tax on all the taxable property in said county sufficient in amount to equal the amount of money ascertained as aforesaid by allowing ——— dollars for each school child in said county between the ages of four and twenty years; that said tax so raised be collected in the same manner that other taxes of said county are collected; that the county school superintendent of each county shall distribute the amount of money so raised as follows: That he pay to each district in said county the sum of fifty dollars; that he distribute the residue of said money among the several school districts in his county pro rata, according to the number of school children in said districts between the ages of four and twenty years.

Whereas the time allowed by the present law to the state board of equalization is too short to enable said board to perform satisfactorily the duties imposed upon it by the present law, it is, therefore,

Resolved, That a law should be passed by the legislature of Ore-

gon allowing said board sixty days in which to do its work; that thirty days of said time be used by the board in securing information in reference to the value of property in the several counties of the state of Oregon, and that the members of said board be allowed compensation for the amount of money actually expended by them for transportation while so securing said information; that the session of said board commence on the first Monday in November of each year.

Whereas the present law allowing the deduction of indebtedness and the exemption of the same from the taxable property of each taxpayer furnishes an opportunity for a large class of property owners of the state to escape their just portion of the burdens of taxation, it is, therefore,

Resolved, That in the opinion of the board said law should be so amended as not to allow any exemption from taxation on account of indebtedness.

Whereas the assessment of mortgages under the present law has a tendency to prevent a proper equalization of the assessment of the property in the state of Oregon, it is, therefore,

Resolved, That in the opinion of the board said law should be repealed; it is further

Resolved, That in the opinion of the board each taxpayer should be assessed on the amount of the property he actually owned on the first day of March of each year at 12 o'clock noon of said day; it is further

Resolved, That in the opinion of the board the present law should be so amended as to divide real property into as many classes as the nature of said property requires, in order to properly equalize the assessment of real property.

J. P. O. LOWNSDALE,
President.

STATE OF OREGON, }
County of Marion. } ss.

I, D. W. Coolidge, secretary of the state board of equalization of Oregon, do hereby certify that the foregoing is a true and complete copy of resolutions adopted by the state board of equalization of Oregon on January 5, 1893.

Signed this fifth day of January, 1893.

D. W. COOLIDGE,
Secretary state board of equalization.

Mr. Northup presented a petition from citizens from Multnomah county praying for annexation to said county a portion of Clackamas county; also a petition from the citizens of that portion of Clackamas county so to be annexed, praying for such annexation to Multnomah county.

On motion of Mr. Northup, both petitions were referred to a special committee consisting of the members from Multnomah and Clackamas counties.

Mr. Maloney presented a petition from the bar of Yamhill county, which, on motion of Mr. Maloney, was referred to the committee on judiciary.

Mr. Baughman presented a petition from residents of Lane county, which, on motion of Mr. Baughman, was referred to the committee on counties.

Mr. Ormsby presented a petition relative to the building of the infirmary at the asylum, which, on motion of Mr. Ormsby, was referred to the committee on public buildings and grounds.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 18, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house joint resolution No. 8, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on elections.

O. F. PAXTON,
Chairman.

The special committee to whom was referred house bill No. 56, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 18, 1893. }

Mr. Speaker:

Your special committee, to whom was referred house bill No. 56, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Strike out all of section 2 in the bill.

J. W. MERRITT,
Chairman.

The amendment was adopted, and the bill as amended was ordered to the committee on engrossed bills.

On motion of Mr. Bishop, the chief clerk was instructed to invite the superintendent of the Washington state penitentiary to address the house.

Mr. Ford asked consent of the house to resign the chairmanship of the committee on public buildings and lands.

The speaker appointed Mr. Wilkins chairman of that committee. Mr. Paxton was called to the chair.

House bill No. 224. Mr. Gill. A bill for an act entitled an act relating to the militia of the state of Oregon, and contained in section 3746, chapter LXVIII., Hill's annotated laws of Oregon, and to amend said section.

House bill No. 224 was read first time and passed to second reading without question.

House bill No. 225. Mr. Nichols (by request). A bill for an act to create the county of Sutton and fix the salaries of county judge and treasurer.

House bill No. 225 was read first time and passed to second reading without question.

House bill No. 226. Mr. Jeffreys. A bill for an act to authorize and empower the state of Oregon, through its proper officers and agents, any county, school district, or municipal corporation to institute proceedings to condemn for public use any lands, the water of any spring, stream, or river, or any water right, power, or privilege, or any easement over any lands for pipe lines, canals, or other purposes, whenever deemed necessary; to provide the mode and manner of such proceedings, and the manner in which compensation therefor shall be paid.

House bill No. 226 was read first time and passed to second reading without question.

Mr. Jeffreys moved that the rules be suspended and that house bill No. 226 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—56.

Absent—Messrs. Bishop, Buxton, Hobbs, and Mr. Speaker—4.

So the rules were suspended and house bill No. 226 was read second time by title only.

On motion of Mr. Jeffreys, the bill was referred to the committee on education.

House bill No. 227. Mr. Baughman. A bill for an act to amend an act entitled an act to amend an act entitled an act to amend section 2608, title IV. of chapter XVI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, approved February 21, 1889, approved February 20, 1891.

House bill No. 227 was read first time and passed to second reading without question.

Mr. Baughman moved that the rules be suspended and that house bill No. 227 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Jeffreys, King, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Wright of Union—52.

Absent—Messrs. Buxton, Geer of Clackamas, Hobbs, Lamson, Manley, Nichols, Wilkinson, and Mr. Speaker—8.

So the rules were suspended and house bill No. 227 was read second time by title only.

On motion of Mr. Baughman, the bill was referred to a special committee consisting of the members from Lane county.

House bill No. 228. Mr. Elmore (by request). A bill for an act to repeal all of an act entitled an act to amend section twenty-three (23) of title III. (3) of an act entitled an act to establish a uniform course of public instruction in the common schools of this state, approved October 29, 1872, approved February 21, 1887; and to amend section 23 of title III. of an act entitled an act to establish a uniform course of public instruction in the common schools of this state, approved October 29, 1872.

House bill No. 228 was read first time and passed to second reading without question.

House bill No. 229. Mr. Campbell. A bill for an act to protect the lives and property of persons engaged in fishing and navigating the waters of the Columbia river.

House bill No. 229 was read first time and passed to second reading without question.

Mr. Campbell moved that the rules be suspended and that house bill No. 229 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—52.

Absent—Messrs. Buxton, Cooper, Elmore, Geer of Clackamas, Geer of Marion, King, Lamson, and Myer—8.

So the rules were suspended and house bill No. 229 was read second time by title only.

On motion of Mr. ———, the bill was referred to the committee on commerce.

House bill No. 230. Mr. Wilkins. A bill for an act to amend section 3877, title I., chapter LXV. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, relating to the purchase of supplies for the state penitentiary.

House bill No. 230 was read first time and passed to second reading without question.

House bill No. 231. Mr. Gill. A bill for an act to provide for the officers and government of the state penitentiary and state reform school.

House bill No. 231 was read first time and passed to second reading without question.

Mr. Gill asked the unanimous consent of the house to withdraw house bill No. 224, which was granted, and the bill was withdrawn.

On motion of Mr. Layman, the house adjourned.

D. C. SHERMAN,
Chief clerk.

THURSDAY, JANUARY 19, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 19, 1893. }

The house was called to order at 10 o'clock A. M. by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton, Manley, Myer, and Wright of Union.

The session was opened with prayer by Rev. Mr. Bowersox.

On motion of Mr. Geer of Marion, the reading of the journal of the session of January 18, 1893, was dispensed with.

The speaker announced the following special committees:—

Under house concurrent resolution No. 13, Messrs. Gill, Russell, and Currin.

Under house concurrent resolution No. 18, Messrs. Brown of Morrow, Paxton, and Staats.

Mr. Northup presented a petition praying for legislation controlling the selling of tobacco to minors.

The petition was referred to the committee on public morals.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 19, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate concurrent resolution No. 9 has been reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign five copies of senate concurrent resolution No. 9, and soon thereafter that he had signed the same.

Mr. Northup presented a petition from the common council of the city of Portland, which was referred to committee on assessment and taxation.

House bill No. 232. Mr. Blevins. A bill for an act to repeal all of an act of the legislative assembly of the state of Oregon, entitled an act to amend section 1794 of chapter III. of title II. of the criminal code of Oregon, as compiled and annotated by W. Lair Hill, filed in the office of the secretary of state, February 20, 1889; and to amend section 1794 of chapter III. of title II. of the criminal code of Oregon, as compiled by W. Lair Hill.

House bill No. 232 was read first time and passed to second reading without question.

House bill No. 233. Mr. Gullixson. A bill for an act to provide for the completion of the uniforming and equipment of the Oregon national guard.

House bill No. 233 was read first time and passed to second reading without question.

Mr. Gullixson moved that the rules be suspended and that house bill No. 233 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Nickell, Northup, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—47.

Absent—Messrs. Belknap, Buxton, Cooper, Cornelius, Gill, Lamson, Merritt, Myer, Myers, Nichols, Paxton, Russell, and Wilkins—13.

So the rules were suspended and house bill No. 233 was read second time by title only.

On motion of Mr. Gullixson, the bill was referred to the committee on military affairs.

House bill No. 234. Mr. Sheridan. A bill for an act to amend an act entitled an act to amend section 2364 of title II. of chapter XI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, filed in the office of the secretary of state, February 19, 1891.

House bill No. 234 was read first time and passed to second reading without question.

House bill No. 235. Mr. Brown of Morrow. A bill for an act to amend section 14 of an act entitled an act to incorporate the town of Heppner, and to legalize an election heretofore held in said town authorizing the issuance of fifteen thousand dollars of water bonds.

House bill No. 235 was read first time and passed to second reading without question.

Mr. Brown of Morrow moved that the rules be suspended and that house bill No. 235 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, and Mr. Speaker—48.

Absent—Messrs. Belknap, Buxton, Durham, Geer of Clackamas,

Gill, King, Merritt, Myer, Myers, Nichols, Wilkins, and Wright of Union—12.

So the rules were suspended and house bill No. 235 was read second time by title only.

On motion of Mr. Brown of Morrow, the bill was referred to the committee on judiciary, with leave to report at any time.

House bill No. 236. Mr. Northup. A bill for an act to amend the act entitled "An act to change the time of meeting of the legislature of the state of Oregon," approved October 13, 1882.

House bill No. 236 was read first time and passed to second reading without question.

House bill No. 237. Mr. McEwen. A bill for an act to prohibit the catching of salmon or other food fishes by means of fish wheels.

House bill No. 237 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 18, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has appointed the following committees:—

Under house concurrent resolution No. 13, Messrs. Cross and Raley.

Under house concurrent resolution No. 20, Messrs. Willis and Butler.

Under house concurrent resolution No. 24, Mr. Dodson.

Under house concurrent resolution No. 17, Messrs. Maxwell and Myers.

And the same are herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER.
SALEM, Oregon,
January 19, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 36,—a bill for an act to incorporate the town of Sherwood, in the county of Washington, state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 36 was read first time and passed to second reading without question.

House bill No. 69 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to the committee on medicine and pharmacy.

House bill No. 70 coming on for second reading, was read second time.

On motion of Mr. Blevins, the bill was referred to the committee on judiciary.

House bill No. 71 coming on for second reading, was read second time.

On motion of Mr. Wright of Union, the bill was referred to the committee on alcoholic traffic.

House bill No. 72 coming on for second reading, was read second time.

On motion of Mr. Belts, the bill was referred to the committee on labor.

House bill No. 73 coming on for second reading, was read second time.

On motion of Mr. Ford, the bill was referred to the committee on assessment and taxation.

House bill No. 213 coming on for second reading, was read second time.

On motion of Mr. Cornelius, the bill was referred to the committee on corporations.

House bill No. 215 coming on for second reading, was read second time.

On motion of Mr. Russell, the bill was referred to the committee on corporations.

House bill No. 74 coming on for second reading, was read second time.

On motion of Mr. Wright, the bill was referred to the special joint committee on world's fair appropriation.

House bill No. 75 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

House bill No. 76 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

House bill No. 77 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

Upon request, the special committee appointed to examine the agricultural college, etc., was excused from further attendance at this day's session.

Mr. Paxton moved that when the house adjourns it adjourn to Monday, January 23d, at 2 o'clock P. M.

The motion prevailed.

On motion of Mr. Paxton, the house adjourned.

D. C. SHERMAN,
Chief clerk.

MONDAY, JANUARY 23, 1893.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 23, 1893. }

The house met at 2 o'clock P. M. and was called to order by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton, Elmore, and Gullixson.

The session was opened with prayer by the Rev. Mr. Kellerman.

The journal of the session of January 19th was then read and approved.

House bill No. 306 of the sixteenth biennial session being the special order for the day, Mr. Merritt moved to postpone the consideration of the same to Thursday, at 10 o'clock A. M.

The motion prevailed.

On motion of Mr. Northup, the rules were suspended and the house returned to the first order of business.

Mr. Northup presented a petition praying for the amendment of the law regulating the sale of tobacco to children.

Referred to the committee on public morals.

Mr. McEwen presented a petition praying for the amendment of the law regulating the sale of tobacco to children.

Referred to the committee on public morals.

Mr. Geer of Marion presented a petition praying for the amendment of the law regulating the sale of tobacco to children.

Referred to the committee on public morals.

Mr. Day presented a petition praying for the amendment of the law regulating the sale of tobacco to children.

Referred to the committee on public morals.

Mr. Maloney presented a petition praying for the amendment of the law regulating the sale of tobacco to children.

Referred to the committee on public morals.

Mr. Northup presented a petition from the common council of the city of Portland.

Referred to a special committee consisting of the members from Multnomah county.

Mr. Manley presented a petition from the common council of the city of Portland.

Referred to a special committee consisting of the members from Multnomah county.

Mr. Northup presented a petition from the common council of the city of Portland.

Referred to a special committee consisting of the members from Multnomah county.

Mr. Nickell presented a petition praying for the repeal of the mortgage tax law.

Referred to the committee on assessment and taxation.

Mr. Jeffreys presented a petition praying for the repeal of the mortgage tax law.

Referred to the committee on assessment and taxation.

Mr. Maloney presented a petition relative to the discharging of sawdust into streams.

Referred to the committee on fisheries and game.

Mr. Brown of Douglas presented a remonstrance against the forming of Mineral county.

Referred to the committee on counties.

Mr. Wilkins presented a remonstrance against the forming of Mitchell county.

Referred to the committee on counties.

The following communication was read and ordered recorded:—

COMMUNICATION.

OREGON STATE INSANE ASYLUM, }
SALEM, Oregon, }
January 19, 1893. }

To the Honorable Speaker and House of Representatives— GENTLEMEN: Allow me to extend to your honorable body a cordial invita-

tion to visit and inspect, individually or otherwise, at any and all times, every feature of the asylum, making such personal scrutiny of our system of management and of the general care of our patients as you may deem best.

I would be pleased also to have you attend our entertainments for the patients, the regular dance being on Monday and Thursday evenings of each week at half past 6 o'clock, while for other features of entertainment special notice will be given.

Very respectfully,

L. L. ROWLAND,
Superintendent.

On motion of Mr. Northup, the rules were suspended and the fifth order of business resumed.

House bill No. 238. Mr. Brown of Douglas. A bill for an act concerning the crime of murder.

House bill No. 238 was read first time and passed to second reading without question.

House bill No. 239. Mr. Brown of Douglas. A bill for an act to amend section 2575 of Hill's annotated laws of Oregon, second edition, miscellaneous laws of 1878, as compiled and annotated by W. Lair Hill, pertaining to education.

House bill No. 239 was read first time and passed to second reading without question.

House bill No. 240. Mr. Coon. A bill for an act entitled an act to regulate the creation of new counties.

House bill No. 240 was read first time and passed to second reading without question.

House bill No. 241. Mr. Paxton. A bill for an act to amend sections 393 and 805 of the code of civil procedure of the state of Oregon, as compiled by Matthew P. Deady and Lafayette Lane, as amended by an act entitled an act to amend an act entitled an act to provide a code of civil procedure, approved October 11, 1862, approved October 28, 1874; and sections 531 and 533 of the code of civil procedure of the state of Oregon, as compiled by Matthew P. Deady and Lafayette Lane, approved February 24, 1885, the same being identical with sections 397, 815, 541, and 543, respectively, of the code of civil procedure of the state of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 241 was read first time and passed to second reading without question.

House bill No. 242. Mr. McEwen. A bill for an act to repeal "An act to amend sections 1, 2, and 3, and to repeal section 4 of an act to aid in the support of the university of Oregon," approved October 17, 1882, which aforesaid act was filed in the office of the secretary of state, February 25, 1889.

House bill No. 242 was read first time and passed to second reading without question.

House bill No. 243. Mr. McEwen. A bill for an act to amend an act entitled an act to amend section 2472, and to repeal sections 2473, 2476, 2477, 2478, and that part of sections 2474 and 2475, title IV., chapter XIII., relating to salaries of county treasurers of the counties of Gilliam and Klamath, as compiled by W. Lair Hill, and to repeal section 9 of an act entitled an act to create the county of Malheur, in the state of Oregon, and to fix the salaries of county judge and treasurer of said county, approved February 27, 1887, filed in the office of the secretary of state, February 21, 1891.

House bill No. 243 was read first time and passed to second reading without question.

House bill No. 244. Mr. McEwen. A bill for an act to amend an act entitled "An act to provide a state board of equalization, to prescribe the manner of its creation, and its powers and duties," filed in the office of the secretary of state, February 21, 1891.

House bill No. 244 was read first time and passed to second reading without question.

House bill No. 245. Mr. McEwen. A bill for an act to provide for a lawful day's work.

House bill No. 245 was read first time and passed to second reading without question.

House bill No. 246. Mr. McEwen. A bill for an act to regulate convict labor in the state penitentiary.

House bill No. 246 was read first time and passed to second reading without question.

House bill No. 247. Mr. McEwen. A bill for an act to protect employes of corporations, companies, or individuals, and other persons nominated as candidates at any election in their rights as citizens.

House bill No. 247 was read first time and passed to second reading without question.

Mr. Northup was called to take the chair.

House bill No. 248. Mr. Wright of Union (by request). A bill for an act to amend sections ten (10), eleven (11), twelve (12) of title I. (1) of "An act to establish an uniform course of public instruction in the common schools of this state," approved October 29, 1872, as amended by an act entitled "An act to amend sections 9, 10, 11, 12, 25, 34, 37, 43, and 46 of chapter IV. of the miscellaneous laws of Oregon, pertaining to common schools," approved October 18, 1878

House bill No. 248 was read first time and passed to second reading without question.

House bill No. 249. Mr. Bishop (by request). A bill for an act to prevent frauds and impositions on purchasers of pianos and organs, by requiring paid solicitors and recommenders to take out a license as brokers.

House bill No. 249 was read first time and passed to second reading without question.

House bill No. 250. Mr. Ormsby. A bill for an act to prohibit and punish prize fighting in the state of Oregon.

House bill No. 250 was read first time and passed to second reading without question.

House bill No. 251. Mr. Upton. A bill for an act to allow laborers two hours to go to the polls and vote.

House bill No. 251 was read first time and passed to second reading without question.

House bill No. 252. Mr. Upton. A bill for an act for the punishment of crime, for the appointment of peace officers, and for the suppression and discouragement of Pinkertonism.

House bill No. 252 was read first time and passed to second reading without question.

House bill No. 253. Mr. Nickell. A bill for an act to amend section 2769 of Hill's annotated laws of the state of Oregon.

House bill No. 253 was read first time and passed to second reading without question.

House bill No. 254. Mr. Nickell. A bill for an act entitled an act to make appropriation to pay per diem and mileage of the members of this legislature, and other expenses of this session.

House bill No. 254 was read first time and passed to second reading without question.

House bill No. 255. Mr. Nickell. A bill for an act to define what indebtedness may be deducted on assessment rolls.

House bill No. 255 was read first time and passed to second reading without question.

House bill No. 256. Mr. Upton. A bill for an act entitled an act to amend section 2364 of title II. of chapter XI. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, and the act of 1891 filed in the office of the secretary of state, February 19, 1891.

House bill No. 256 was read first time and passed to second reading without question.

House bill No. 257. Mr. Upton. A bill for an act to regulate the rights of employers and employés, and to protect the rights of laborers and business men.

House bill No. 257 was read first time and passed to second reading without question.

House bill No. 258. Mr. Lamson. A bill for an act to amend an act entitled an act to incorporate the city of Sheridan, in Yamhill county, Oregon, filed in the office of the secretary of state, February 18, 1891.

House bill No. 258 was read first time and passed to second reading without question.

House bill No. 259. Mr. Wilkinson. A bill for an act to regulate the transportation of passengers by railroad corporations.

House bill No. 259 was read first time and passed to second reading without question.

House bill No. 260. Mr. Goodrich. A bill for an act to legalize defective county roads.

House bill No. 260 was read first time and passed to second reading without question.

House bill No. 261. Mr. Goodrich (by request). A bill for an act to repeal section 4101 of the laws of Oregon, compiled and annotated by W. Lair Hill.

House bill No. 261 was read first time and passed to second reading without question.

House bill No. 262. Mr. Wilkinson (by request). A bill for an act to amend sections 1, 2, 3, 7, 8, 10, and 11 of an act entitled an act to regulate the practice of pharmacy and the sale of poisons in the state of Oregon, passed by the legislative assembly of the state of Oregon, on February 21, 1891, and to regulate the recovery of the several penalties prescribed in said act.

House bill No. 262 was read first time and passed to second reading without question.

House bill No. 263. Mr. Durham. A bill for an act entitled an act to amend section 3 of an act entitled an act to regulate the practice of medicine and surgery in the state of Oregon, as amended by an act amendatory thereof, filed in the office of the secretary of state, February 21, 1891; to repeal section 9 of said act entitled an act to regulate the practice of medicine and surgery in the state of Oregon.

House bill No. 263 was read first time and passed to second reading without question.

House bill No. 264. Mr. Nichols. A bill for an act to promote good behavior and the reformation of convicts in the penitentiary of this state, and to amend section 3890, on page 1654 of the laws of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 264 was read first time and passed to second reading without question.

House bill No. 265. Mr. Wilkins. A bill for an act to incorporate the town of Coburg, Lane county, state of Oregon.

House bill No. 265 was read first time and passed to second reading without question.

House bill No. 266. Mr. Day. A bill for an act to provide for the levy and collection of a precinct special road tax.

House bill No. 266 was read first time and passed to second reading without question.

House bill No. 267. Mr. Day. A bill for an act to regulate the fees of the county clerk of Josephine county, and to repeal section 2371 of Hill's annotated laws of Oregon in relation thereto, and all acts and parts of acts in conflict herewith.

House bill No. 267 was read first time and passed to second reading without question.

House bill No. 268. Mr. Gill. A bill for an act entitled an act to amend an act entitled an act relating to the militia of the state of Oregon.

House bill No. 268 was read first time and passed to second reading without question.

House bill No. 269. Mr. Lawton. A bill for an act to repeal all laws and parts of laws pertaining to the deduction of indebtedness in cases of assessment and taxation in this state.

House bill No. 269 was read first time and passed to second reading without question.

House bill No. 270. Mr. Ford. A bill for an act to regulate and adjust the fees and compensation of the county clerk, recorder, and sheriff of Marion county in certain cases.

House bill No. 270 was read first time and passed to second reading without question.

The speaker resumed the chair.

Mr. Ford moved that the rules be suspended and that house bill No. 270 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Daly, Day, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—49.

Absent—Messrs. Buxton, Cornelius, Currin, Duncan, Durham, Geer of Clackamas, King, Manley, Myers, Ormsby, and Wright of Union—11.

So the rules were suspended and house bill No. 270 was read second time by title only.

On motion of Mr. Ford, the bill was referred to a special committee consisting of the members from Marion county.

House bill No. 271. Mr. Wright of Marion. A bill for an act to create a state board of trustees for purchasing supplies for the state of Oregon, and to regulate and prescribe the manner and amount of such purchases.

House bill No. 271 was read first time and passed to second reading without question.

House bill No. 272. Mr. Ford. A bill for an act to elect county prosecuting attorneys in each of the districts of Marion, Linn, Polk, Yamhill, and Tillamook counties, in this state, fix their salaries, and to repeal the present laws pertaining to election of prosecuting attorney in the third judicial district, and the salary, fees, and other compensation of such officer.

House bill No. 272 was read first time and passed to second reading without question.

House bill No. 273. Mr. Northup. A bill for an act to amend section 1 of an act entitled "An act to regulate the manner of taking acknowledgments of married women and for other purposes," filed in the office of the secretary of state, February 1, 1891.

House bill No. 273 was read first time and passed to second reading without question.

House bill No. 274. Mr. Wright of Marion. A bill for an act to incorporate the town of Salem.

Mr. Wright of Marion moved that the rules be suspended and that house bill No. 274 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Dalv, Day, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myer, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—53.

Absent—Messrs. Buxton Cornelius, Duncan, Durham, Merrill, Myers, and Ormsby—7.

So the rules were suspended and house bill No. 274 was read first time by title only and passed to second reading without question.

Mr. Wright of Marion moved that the rules be further suspended and that house bill No. 274 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—52.

Absent—Messrs. Buxton, Cornelius, Duncan, Durham, Manley, Myers, Ormsby, and Wright of Union—8.

So the rules were suspended and house bill No. 274 was read second time by title only.

On motion of Mr. Wright of Marion, the bill was referred to a special committee consisting of the members from Marion county.

On motion of Mr. Wright of Marion, 200 copies of the bill was ordered printed.

House bill No. 275. Mr. Chandler. A bill for an act to incorporate the town of Dufur.

Mr. Chandler moved that the rules be suspended and that house bill No. 275 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—52.

Absent—Messrs. Buxton, Cornelius, Duncan, Durham, Manley, Myers, Ormsby, and Wright of Union—8.

So the rules were suspended and house bill No. 275 was read first time by title only and passed to second reading without question.

Mr. Chandler moved that the rules be further suspended and that house bill No. 275 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King,

Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—53.

Absent—Messrs. Brown of Douglas, Buxton, Cornelius, Duncan, Manley, Ormsby, and Wright of Union—7.

So the rules were suspended and house bill No. 275 was read second time by title only.

On motion of Mr. Chandler, the bill was referred to a special committee consisting of the members from Wasco and Sherman counties.

House bill No. 276. Mr. Wright of Marion. A bill for an act to regulate the collection of notes or other obligations for money drawing a rate of interest exceeding ten per cent per annum, and to repeal all usury laws heretofore in force in this state.

House bill No. 276 was read first time and passed to second reading without question.

House bill No. 277. Mr. Houck. A bill for an act creating a board of bank commissioners, and prescribing their duties and powers.

House bill No. 277 was read first time and passed to second reading without question.

House bill No. 278. Mr. Miller. A bill for an act to incorporate the city of Sweet Home, Linn county, Oregon.

House bill No. 278 was read first time and passed to second reading without question.

Mr. Miller moved that the rules be suspended and that house bill No. 278 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Absent—Messrs. Buxton, Elmore, Manley, Myers, Northup, and Ormsby—6.

So the rules were suspended and house bill No. 278 was read second time by title only.

On motion of Mr. Miller, the bill was referred to a special committee consisting of the members from Linn county.

House bill No. 279. Mr. Gill (by request). A bill for an act entitled an act to prevent and punish usury, and to repeal sections 3 and 4 of an act approved October 16, 1862, entitled an act to regulate the rate of interest on money, and to prevent and punish usury.

House bill No. 279 was read first time and passed to second reading without question.

House bill No. 280. Mr. King. A bill for an act to protect the beaver in that part of the state of Oregon embraced in the counties of Malheur and Baker.

House bill No. 280 was read first time and passed to second reading without question.

On motion of Mr. Belts, the chief clerk was instructed to recall house bill No. 38 from the state printer.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 23, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 56, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 23, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in the adoption of house joint memorial No. 7.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 78 coming on for second reading, was read second time.

On motion of Mr. Lamson, the bill was referred to the committee on roads and highways.

House bill No. 79 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on printing.

House bill No. 80 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on fisheries and game

House bill No. 81 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on judiciary.

House bill No. 82 coming on for second reading, was read second time.

On motion of Mr. Cooper, the bill was referred to the committee on agriculture.

House bill No. 83 coming on for second reading, was read second time.

On motion of Mr. Wright of Union, the bill was referred to a special committee consisting of the members from the counties east of the mountains.

House bill No. 84 coming on for second reading, was read second time.

On motion of Mr. Blevins, the bill was referred to the committee on assessment and taxation.

House bill No. 85 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was amended by striking out the words "different courts," in third line of printed bill, and inserting the words "supreme court."

The bill as amended was referred to the committee on judiciary.

House bill No. 86 coming on for second reading, was read second time.

On motion of Mr. Geer of Clackamas, the bill was referred to the committee on roads and highways.

House bill No. 88 coming on for second reading, Mr. Miller moved that the rules be suspended and the bill be read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Jeffreys, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols,

Nickell, Northup, Paxton, Russell, Sheridan, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—55.

Absent—Messrs. Buxton, Hobbs, Lamson, Ormsby, and Staats—5.

So the rules were suspended and house bill No. 88 was read second time by title only.

On motion of Mr. Miller, the bill was referred to the committee on education.

House bill No. 89 coming on for second reading, was read second time.

On motion of Mr. Ford, the bill was referred to the committee on assessment and taxation.

House bill No. 90 coming on for second reading, was read second time.

On motion of Mr. Cooper, the bill was referred to the committee on labor.

By consent of the house, Mr. Bishop, chairman of the committee on manufactures, to whom was referred house bill No. 1, returned said bill to the house, when it was referred to the special committee appointed to visit the Walla Walla penitentiary.

On motion of Mr. King, the courtesies of the house were extended to Messrs. Hume, Fell, Wilson, ex-Senator Hamilton, and Judge Bradley, and they were invited to seats within the bar of the house.

House bill No. 91 coming on for second reading, was read second time.

On motion of Mr. Belknap, the bill was referred to the committee on elections.

House bill No. 92 coming on for second reading, was read second time.

On motion of Mr. Geer of Clackamas, the bill was referred to the committee on agriculture.

House bill No. 93 coming on for second reading, was read second time.

On motion of Mr. Houck, the bill was referred to the committee on railways and transportation.

House bill No. 94 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on judiciary.

House bill No. 95 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on railways and transportation.

House bill No. 96 coming on for second reading, was read second time.

On motion of Mr. Trullinger, the bill was referred to a special committee consisting of the members from Clatsop county.

House bill No. 97 coming on for second reading, was read second time.

On motion of Mr. Sheridan, the bill was referred to the committee on railways and transportation.

House bill No. 98 coming on for second reading, was read second time.

On motion of Mr. Gullixson, the bill was referred to the committee on railways and transportation.

House bill No. 99 coming on for second reading, was read second time.

On motion of Mr. Coon, the bill was referred to the committee on agriculture.

House bill No. 100 coming on for second reading, was read second time.

On motion of Mr. Cooper, the bill was referred to the committee on roads and highways.

House bill No. 101 coming on for second reading, Mr. Paxton moved that the rules be suspended and the bill be read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Absent—Messrs. Buxton and Ormsby—2.

So the rules were suspended and house bill No. 101 was read second time by title only.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

House bill No. 102 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

House bill No. 103 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

House bill No. 104 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

Messrs. Gullixson and Sheridan asked to be excused from attendance in the house during the session of January 24th.

The leave of absence was granted.

House bill No. 105 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

House bill No. 106 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

On motion of Mr. Chandler, the courtesies of the house were extended to Judge Bradshaw, and he was invited to a seat within the bar of the house.

House bill No. 107 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to a special committee consisting of the members from Multnomah county.

House bill No. 108 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on judiciary.

House bill No. 109 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

House bill No. 110 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on fisheries and game.

House bill No. 111 coming on for second reading, Mr. Paxton moved that the rules be suspended and that the bill be read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney,

Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Absent—Messrs. Buxton and Ormsby—2.

So the rules were suspended and house bill No. 111 was read second time by title only.

On motion of Mr. Paxton, the bill was referred to a special committee consisting of the members from Multnomah county.

House bill No. 112 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to a special committee consisting of the members from Multnomah county.

House bill No. 113 coming on for second reading, was read second time.

On motion of Mr. Merritt, the bill was referred to the committee on commerce.

House bill No. 114 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on judiciary.

House bill No. 115 coming on for second reading, was read second time.

On motion of Mr. King, the bill was referred to the committee on judiciary.

On motion of Mr. Myers, the house adjourned.

D. C. SHERMAN,
Chief clerk.

TUESDAY, JANUARY 24, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

The house was called to order at 10 o'clock A. M., Mr. Speaker in the chair.

The roll was called, and all the members were present excepting Messrs. Buxton, Currin, Gullixson, King, and Sheridan.

The session was opened with prayer by the Rev. Mr. Lund.

On motion of Mr. Geer of Clackamas, the reading of the journal of the session of January 23d was dispensed with.

Mr. Ormsby moved that the rules be suspended and that the house return to the fourth order of business.

The motion prevailed.

Mr. Toner introduced house joint resolution No. 9.

HOUSE JOINT RESOLUTION NO. 9.

Whereas the state board of horticulture, in its second biennial report to this legislative assembly, recommend and ask that—in view of the importance of some representation of our fruit interests at the World's Columbian Exposition at Chicago in 1893—ten thousand copies of its second biennial report be printed and placed at its disposal for distribution at that exposition, and that ten thousand copies be printed and placed at its disposal for distribution among the fruit-growers of this state, making in all twenty thousand copies; and whereas said board caused to be published at its own expense an edition of ten thousand copies of its first biennial report, all of which edition was distributed among the fruit-growers of this state, and in exchange with kindred boards throughout the United States, and which number was not sufficient to supply the demand made upon the board for them; and whereas the second biennial report is replete with valuable information concerning the fruit-growing interests of the entire state, treating as it does in a full and comprehensive manner on the best methods of exterminating the various pests that now infest our orchards, also on the best methods of selecting, planting, cultivating, preparing, and marketing of fruits, and which information should be widely disseminated among the horticulturists and farmers of this state in the interests of this great and valuable commercial industry; therefore, be it

Resolved by the House, the Senate concurring, That the secretary of state be and hereby is required to furnish at the earliest practicable moment, an edition of twenty-five thousand copies of the second biennial report of the said state board of horticulture, and to deliver to the secretary of said board all of said edition, with the exception of sufficient copies to meet the demand on him and the other departments of state, from people abroad who are contemplating removal to Oregon, and who are continually applying to these departments for information relative to Oregon as a fruit-producing state; and which information is so well presented in the aforesaid reports.

Mr. Toner moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Duncan, Durham, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, Layman, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nickell, Northup, Ormsby, Russell, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—41.

Nays—Messrs. Baughman, Elmore, Ford, Geer of Clackamas, Lamson, Lawton, Maloney, Miller, Myer, Nichols, Staats, and Wright of Marion—12.

Not voting—Mr. Day—1.

Absent—Messrs. Brown of Douglas, Buxton, Gullixson, King, Paxton, and Sheridan—6.

So the resolution was adopted.

Mr. Miller introduced house resolution No. 32.

HOUSE RESOLUTION NO. 32.

Resolved, That a committee of three be appointed to ascertain the price paid for school books in Oregon as compared with other states.

Mr. Paxton moved to refer the resolution to the committee on education.

The motion was lost.

On motion of Mr. Miller, the resolution was adopted.

Mr. Ormsby introduced house concurrent resolution No. 25.

HOUSE CONCURRENT RESOLUTION NO. 25.

Resolved by the House, the Senate concurring, That the secretary of state be and he is hereby directed to procure and hoist above the north and south wings of this state house a national flag, and that he cause the same to be kept hoisted during the session of this legislature, and on all public occasions and state and national holidays thereafter.

On motion of Mr. Ormsby, the resolution was adopted.

By unanimous consent, Mr. Myers, chairman of the committee on fishing industries, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 19, 1893. }

Mr. Speaker:

Your committee on fishing industries, to whom was referred house bill No. 4, beg leave to report that we have had the same

under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In line 3, section 1, strike out "ten thousand dollars" and insert "six thousand dollars" in lieu thereof.

AMENDMENT.

Also, add section 11:

Section 11. The board provided for in section 3 shall have authority to remove any artificial obstructions placed in the river above the falls which would prevent the free passage of fish up the river.

GEO. T. MYERS,
Chairman.

On motion of Mr. Miller, the bill was further amended by substituting the words "ten thousand" for the words "six thousand" in line 8, section 5, of the bill.

On motion of Mr. Myers, the report and amendments were adopted, and the bill ordered engrossed and to third reading tomorrow.

Mr. Bishop, chairman of the committee on manufactures, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January —, 1893. }

Mr. Speaker:

Your committee on manufactures, to whom was referred house bill No. 53 for amendment, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Amend by striking out all of said bill after the enacting clause and inserting the following, to wit:

Section 1. That section 1 of an act entitled an act to license and regulate life and casualty insurance companies and societies, filed in the office of the secretary of state, February 21, 1891, be and hereby is amended so as to read as follows:

Sec. 1. That those certain fraternal orders or societies commonly

designated as Masons, Odd Fellows, Druids, Knights of Pythias, Ancient Order of United Workmen, and Patrons of Husbandry, and a certain association, organized in the state of Oregon in the year 1883, designated as "The Washington Coöperative Life Insurance Association," and also all fraternal orders or societies that are associated or incorporated for the primary purpose of mutual protection and relief of members, other than such protection or relief as may be afforded by insurance, and having ritualistic work and ceremonies under the supervision of a grand or supreme body, may grant relief to sick members and pay money to the families of deceased members without complying with the laws of this state respecting insurance corporations or associations; *provided, however*, that the insurance commissioner of this state shall have power to decide whether any society, order, or association other than the several orders and associations above specifically named is a fraternal society associated for the primary purpose of the protection and relief of members, other than such protection or relief as is afforded by insurance, and his decision as to the right of any such society, order, or association to claim the benefits of the above exemption clause shall be final.

W. R. BISHOP,
Chairman.

On motion of Mr. Bishop, the report and amendment were adopted.

On motion, the bill was ordered engrossed and to third reading tomorrow.

Mr. Trullinger moved that the house take up the fifth order of business.

The motion prevailed.

House bill No. 281. Mr. Belknap. A bill for an act to provide a fund for the opening and repairing county roads and bridges by a direct property and road tax, and to repeal all laws in conflict therewith.

House bill No. 281 was read first time and passed to second reading without question.

Mr. Belknap moved that the rules be suspended and that house bill No. 281 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Staats, Stone, Toner, Trullinger, Upton, Wilkins,

Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker —55.

Absent—Messrs. Buxton, Brown of Morrow, Gullixson, Russell, and Sheridan—5.

So the rules were suspended and house bill No. 281 was read second time by title only.

On motion of Mr. Belknap, the bill was referred to the committee on roads and highways.

The following communication was read and ordered spread on the journal:—

COMMUNICATION.

SALEM, Oregon, January —, 1893.

The ladies of the Unitarian Society will give a supper at Channing hall on Tuesday evening, January 24th, from 5 to 8 P. M., after which an hour will be devoted to social amusement. Admission 25 cents. All are cordially invited to attend.

The following invitation from Professor Parvin was also read:—

INVITATION.

SALEM, Oregon, January 23, 1893.

To the Honorable Members of the Legislature of the State of Oregon, in the House assembled—GENTLEMEN: You are cordially invited to attend the third musical recital of the conservatory of music of Willamette university, to be given at the university chapel on Wednesday evening, January 25th, at 8 o'clock. Complimentary tickets and programme for the same will be placed on the desk of each member of your honorable body. On behalf of the pupils of the conservatory.

Z. M. PARVIN,
Musical Director.

House bill No. 282. Mr. Cornelius. A bill for an act entitled an act to more definitely establish the boundaries of Washington county.

House bill No. 282 was read first time and passed to second reading without question.

House bill No. 283. Mr. Trullinger. A bill for an act to amend section 3238 of title I., chapter XXXII., of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 283 was read first time and passed to second reading without question.

Mr. Trullinger moved that the rules be suspended and that house bill No. 283 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—55.

Absent—Messrs. Belknap, Belts, Buxton, Gullixson, and Sheridan—5.

So the rules were suspended and house bill No. 283 was read second time by title only.

On motion of Mr. Trullinger, the bill was referred to the committee on judiciary.

House bill No. 284. Mr. Elmore. A bill for an act to amend section 109 of chapter IX. of an act entitled "An act to amend an act to incorporate the town of Brownsville in Linn county, Oregon, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the secretary of state, February 21, 1891.

House bill No. 284 was read first time and passed to second reading without question.

Mr. Elmore moved that the rules be suspended and that house bill No. 284 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—50.

Absent—Messrs. Belknap, Belts, Buxton, Ford, Gill, Gullixson, Merritt, Myers, Sheridan, and Wright of Union—10.

So the rules were suspended and house bill No. 284 was read second time by title only.

On motion of Mr. Elmore, the bill was referred to the committee on corporations.

House bill No. 285. Mr. Mays. A bill for an act to protect timber and other property from fire.

House bill No. 285 was read first time and passed to second reading without question.

Mr. Mays moved that the rules be suspended and that house bill No. 285 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—53.

Absent—Messrs. Buxton, Campbell, Geer of Clackamas, Gullixson, King, Sheridan, and Wright of Union—7.

So the rules were suspended and house bill No. 285 was read second time by title only.

On motion of Mr. Mays, the bill was referred to the committee on public lands.

House bill No. 286. Mr. Blevens. A bill for an act to incorporate the town of Tangent, in Linn county, Oregon.

House bill No. 286 was read first time and passed to second reading without question.

Mr. Blevins moved that the rules be suspended and that house bill No. 286 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Stone, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—52.

Absent—Messrs. Buxton, Ford, Geer of Clackamas, Gullixson, King, Merritt, Staats, and Toner—8.

So the rules were suspended and house bill No. 286 was read second time by title only.

On motion of Mr. Blevins, the bill was referred to a special committee consisting of the members from Linn county.

On motion of Mr. Wright of Union, the courtesies of the house were extended to Hon. Tom Wright, and he was invited to a seat within the bar of the house.

On motion of Mr. Gill, the courtesies of the house were extended to Mr. E. R. Applegate, and he was invited to a seat within the bar of the house.

House bill No. 287. Mr. Gill (by request). A bill for an act to define the duties of and to license land surveyors.

House bill No. 287 was read first time and passed to second reading without question.

House bill No. 288. Mr. Inman. A bill for an act to amend sections 1, 4, 11, and 13 of an act entitled "An act to protect laborers in timber and logging camps, and to repeal sections 1, 2, and 3 of an act entitled an act to protect laborers in timber and logging camps, approved October 22, 1882, the said sections of said act being identical with sections 3687, 3688, and 3689 of title II. of chapter LV. of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill."

House bill No. 288 was read first time and passed to second reading without question.

House bill No. 289. Mr. Jeffreys. A bill for an act to amend subdivisions 16 and 21 of section 37 and section 177 of an act to incorporate the city of Corvallis, and to define its powers and liabilities, in Benton county, state of Oregon, and to repeal certain acts therein specified, filed in the office of secretary of state, February 18, 1891, and to provide that no indebtedness outside of the limits of said city shall be exempted from assessment within the city for city purposes.

House bill No. 289 was read first time and passed to second reading without question.

House bill No. 290. Mr. Nickell. A bill for an act to provide for the placing of lights at the head of railroad switches during the night time.

House bill No. 290 was read first time and passed to second reading without question.

House bill No. 291. Mr. Nickell. A bill for an act to amend an act entitled an act to encourage tree planting in public schools.

House bill No. 291 was read first time and passed to second reading without question.

House bill No. 292. Mr. Jeffreys. A bill for an act to change the name of Alsea, in Benton county, state of Oregon, to that of Stanford.

House bill No. 292 was read first time and passed to second reading without question.

House bill No. 293. Mr. Myers. A bill for an act to amend section 24 of an act entitled an act to authorize the cities of Portland, East Portland, and Albina to construct, purchase, or acquire by

condemnation or other means, one or more bridges across the Willamette river between the city of Portland and the city of East Portland, in Multnomah county, Oregon, which bridge or bridges shall forever be free to all pedestrians and all classes of vehicles and traffic, except railways and street railways, passed the house February 2, 1891, passed the senate February 12, 1891.

House bill No. 293 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 24, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 9,—a bill for an act to declare certain conditional sales, contracts, and leases of personal property void unless recorded.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 9 was read first time and passed to second reading without question.

House bill No. 116 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on military affairs.

House bill No. 117 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on military affairs.

House bill No. 118 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on military affairs.

Mr. Wright of Marion was called to the chair.

House bill No. 119 coming on for second reading, was read second time.

On motion of Mr. Stone, the bill was referred to a special committee consisting of the members from Umatilla.

House bill No. 120 coming on for second reading, was read second time.

On motion of Mr. Ormsby, the bill was referred to the committee on fisheries and game.

House bill No. 121 coming on for second reading, was read second time.

On motion of Mr. Ormsby, the bill was referred to the committee on military affairs.

House bill No. 122 coming on for second reading, was read second time.

On motion of Mr. Ormsby, the bill was referred to the committee on corporations.

House bill No. 123 coming on for second reading, was read second time.

On motion of Mr. Baughman, the bill was referred to the committee on elections.

House bill No. 124 coming on for second reading, Mr. Nickell moved that the rules be suspended and that the bill be read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union—53.

Absent—Messrs. Buxton, King, Lamson, Merritt, Paxton, Sheridan, and Mr. Speaker—7.

So the rules were suspended and house bill No. 124 was read second time by title only.

On motion of Mr. Nickell, the bill was referred to the committee on medicine and pharmacy.

House bill No. 125 coming on for second reading, was read second time.

On motion of Mr. Lawton, the bill was referred to the committee on assessment and taxation.

House bill No. 126 coming on for second reading, was read second time.

On motion of Mr. Hobbs, the bill was referred to the committee on railways and transportation.

House bill No. 127 coming on for second reading, was read second time.

On motion of Mr. Daly, the bill was referred to the committee on judiciary.

House bill No. 128 coming on for second reading, was read second time.

On motion of Mr. Myers, the bill was referred to the committee on judiciary.

House bill No. 38 coming on for second reading, Mr. Belts moved that the rules be suspended and the bill read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Wright of Marion—54.

Absent—Messrs. Buxton, Gullixson, Nichols, Sheridan, Wright of Union, and Mr. Speaker—6.

On motion of Mr. Belts, the bill was considered engrossed and referred to a special committee consisting of the members from Umatilla county.

House bill No. 129 coming on for second reading, was read second time.

On motion of Mr. Daly, the bill was referred to the committee on agriculture.

House bill No. 130 coming on for second reading, was read second time.

On motion of Mr. Myer, the bill was referred to the committee on elections.

House bill No. 131 coming on for second reading, was read second time.

On motion of Mr. Blevins, the bill was referred to the committee on assessment and taxation.

House bill No. 132 coming on for second reading, was read second time.

On motion of Mr. Wilkinson, the bill was referred to the committee on assessment and taxation.

House bill No. 133 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on public morals.

The speaker resumed the chair.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 24, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 38,—a bill for an act to fix the salaries of the county treasurers of this state, and to repeal all acts and parts of acts in conflict with this act.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 38 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 24, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 67,—a bill for an act to repeal section 2343 of the miscellaneous laws of the state of Oregon, as compiled and annotated by W. Lair Hill, so far as said section applies to the counties of Baker and Malheur.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 67 was read first time and passed to second reading without question.

House bill No. 19 coming on for third reading was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller,

Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright Marion, Wright of Union, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Brown of Douglas, Brown of Morrow, Buxton, Gullixson, Manley, and Sheridan—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 49 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Brown of Douglas, Buxton, Gullixson, Jeffreys, Lamson, Sheridan, Wilkins, and Wright of Union—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 14 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Buxton, Gullixson, Sheridan, and Wright of Union—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 41 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cornelius, Day, Ford, Geer of Clackamas, Gill, Goodrich, Gowan, Hobbs, Lawton, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nichols, Northup, Paxton, Russell, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—32.

Nays—Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Cooper, Currin, Daly, Duncan, Durham, Elmore, Geer of Marion, Houck, Inman, Jeffreys, Lamson, Layman, Miller, Myer, Nickell, Staats, Stone, and Wilkinson—23.

Absent—Messrs. Buxton, Gullixson, King, Ormsby, and Sheridan—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Currin, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

The house met at 2 o'clock P. M. and was called to order by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton, Coon, Ford, Gill, Gullixson, and Sheridan.

Mr. Bishop moved that the house reconsider the vote by which house bill No. 41 was passed.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of

Marion, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—47.

Nays—Messrs. Geer of Clackamas, Goodrich, Lawton, Northup, Ormsby, Upton, and Wright of Marion—7.

Absent—Messrs. Buxton, Ford, Gill, Gullixson, Nickell, and Sheridan—6.

So the vote was reconsidered.

On motion of Mr. Bishop, the bill was referred to the committee on manufactures with leave to report at any time.

Mr. Merritt asked unanimous consent to amend House bill No. 56 by inserting the word "Morrow" in the third line, section 2343.

Consent was granted and the bill was so amended.

House bill No. 56 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Brown of Douglas, Buxton, Gullixson, King, Miller, and Sheridan—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Brown of Morrow, house bill No. 235 was recalled from the state printer.

The following communication from the secretary of state was read:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }
SALEM, Oregon, }
January 18, 1893. }

To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon—GENTLEMEN: I have the honor herewith

to transmit for your consideration a copy of a communication received at this office January 12, 1893, together with blank forms of assessment rolls, said forms being now on file in this office. It having been suggested that the adoption of such forms and of the recommendations made in said communication may require amendment of the law contained in sections 2776 and 2848 of Hill's annotated laws of Oregon (edition of 1887), I deem it my duty to present the said recommendations to your honorable body for the consideration of the legislative assembly.

I have the honor to be, very respectfully,

Your obedient servant,

GEO. W. McBRIDE,
Secretary of state.

COMMUNICATION.

To the Honorable Secretary of State of the State of Oregon: The state board of equalization, at its regular 1892 session, adopted the form for the assessment rolls of the various counties of the state of Oregon, hereto attached, and the following resolution:—

Whereas on account of the imperfect manner in which most of the county assessors of the state of Oregon have classified property, it is very difficult for the board to perform the duties imposed upon it by law; it is, therefore,

Resolved, That the board recommend that the honorable secretary of state of the state of Oregon send the following instructions to each county assessor of the state of Oregon:

In entering the list of the assessed property on the assessment roll, enter each class of property under the appropriate heads, as indicated by the headings on said assessment roll.

Enter the assessment and description of mortgages in a separate part of the assessment roll, and where the forms for the assessment of mortgages are found in such assessment roll.

In assessing town lots, assess each lot separately, and enter the assessed value in the proper column.

After the assessment roll is completed, certify to its correctness by writing and signing a certificate to that effect, and attach the same to the assessment roll.

If the county board of equalization makes any changes in the assessment roll, let them appear on the said roll to which class of property such changes apply.

STATE OF OREGON, }
County of Marion. } ss.

I, D. W. Coolidge, secretary of the state board of equalization, do hereby certify that the foregoing is a true and complete copy of

recommendations to the honorable secretary of state of the state of Oregon, adopted by the state board of equalization on January 5, 1893.

Signed this fifth day of January, 1893.

D. W. COOLIDGE,
Secretary state board of equalization.

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }
SALEM, Oregon, }
January —, 1893. }

I hereby certify that the foregoing is a true copy of a communication received at this office January 12, 1893, together with certain forms of assessment rolls.

GEO. W. McBRIDE,
Secretary of State.

The special committee to whom was referred house bill No. 38, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker:

Your special committee, to whom was referred house bill No. 38, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

DOUGLAS BELTS,
Chairman.

House bill No. 38 was considered engrossed and ordered to third reading.

The special committee to whom was referred house bill No. 119, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker:

Your special committee, to whom was referred house bill No. 119, beg leave to report that we have had the same under considera-

tion, and respectfully report it back to the house with the recommendation that it do pass.

DOUGLAS BELTS,
Chairman.

House bill No. 119 was considered engrossed and ordered to third reading.

Senate bill No. 25 coming on for second reading, was read second time.

Mr. Goodrich moved to amend the bill as follows:

AMENDMENT.

Strike out "2" after "title," in the title, and insert "1."

AMENDMENT.

Strike out "2" after "title," and insert "1" in line 1.

AMENDMENT.

Strike out all after line 5 and insert as follows:

Section 2364. The pay of assessors shall be three dollars per day, except in counties east of the Cascade range of mountains, Clackamas, Marion, and Yamhill counties, where they shall receive four dollars per day for each day employed in the transaction of county business; and in Multnomah county, where the assessor shall receive six thousand dollars per annum for his services as assessor of said county. The pay of commissioners of the county court shall be three dollars per day for every day employed in the transaction of county business.

On motion of Mr. Wright of Union, the bill was referred to the committee on counties.

MESSAGE FROM THE SENATE.

SENATE CHAMBER.

SALEM, Oregon,

January 24, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 25.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

Senate bill No. 31 coming on for second reading, was read second time and passed to third reading without question.

Senate bill No. 59 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to a special committee consisting of the members from the sixth judicial district.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 24, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 12,—a bill for an act to provide for the payment of laborers and employés by receivers of corporations, firms, and persons.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 12 was read first time and passed to second reading without question.

Senate bill No. 32 coming on for second reading was read second time and passed to third reading.

Mr. Geer of Clackamas was excused from further attendance during the session of to-day.

Senate bill No. 8 coming on for second reading, was read second time.

On motion of Mr. Cornelius, the bill was referred to the committee on corporations, with leave to report at any time.

Senate bill No. 36 coming on for second reading, was read second time.

On motion of Mr. Durham, the bill was referred to the committee on corporations.

Mr. Houck presented a petition from citizens of Jackson county.

On motion of Mr. Manley, the petition was referred to the committee on taxation.

Mr. Ford presented a petition relative to fencing of lines of railroad.

Referred to committee on agriculture.

Mr. Ford presented a petition praying for the repeal of the mortgage tax law.

Referred to committee on assessment and taxation.

Mr. Nichols presented a remonstrance against the division of Crook county.

Referred to the committee on counties.

Mr. Brown of Douglas presented a remonstrance against the forming of Mineral county.

Referred to committee on counties.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 4, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 53, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 23, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 2, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

The report was adopted and the bill considered engrossed and ordered to third reading to-morrow.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 75, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading tomorrow.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 77, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

In line 3 of section 958, in the original bill, insert the word "any" after the word "in" at the end of the line, and in line 4 strike out the word "counties" and insert the word "county" in lieu thereof.

O. F. PAXTON,
Chairman.

The report and amendment were adopted and the bill ordered engrossed.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 24, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 102, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
 Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading tomorrow.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 24, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 106, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
 Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading tomorrow.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 24, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house joint resolution No. 7, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on elections.

O. F. PAXTON,
 Chairman.

The report was adopted and the resolution was referred to the committee on elections.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 103, beg leave to report that we have had the same under consideration, and respectfully report it back with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading tomorrow.

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 109, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading tomorrow.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 30, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading tomorrow.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 235, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading tomorrow.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 67, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend the title of the bill so as to read as follows:

A bill for an act to repeal sections 2343 and 2370 of the miscellaneous laws of the state of Oregon, as compiled and annotated by W. Lair Hill, relating to the fees of county clerks and sheriffs in certain counties.

AMENDMENT.

Also amend section 1 of the bill so as to read as follows:

Section 1. That sections 2343 and 2370 of the miscellaneous

laws of the state of Oregon, as compiled and annotated by W. Lair Hill, be and the same are hereby repealed.

O. F. PAXTON,
Chairman.

The report and amendments were adopted.

House bill No. 67 was ordered engrossed.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker:

Your committee judiciary, to whom was referred house bill No. 52, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Strike out all of the last two lines of section 1, and the words "but on contracts" in the third line from the end of section 1, in the original bill, and insert in lieu thereof the following: "On contracts the rate of interest shall be such as may be agreed upon by the parties."

O. F. PAXTON,
Chairman.

The report and amendment were adopted.

House bill No. 52 was ordered engrossed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 60,— a bill for an act to amend an act entitled an act to prevent the production and sale of unwholesome foods, and to regulate sales of adulterated foods, drinks, and medicines, approved February 25, 1889.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 60 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 24, 1893. }

I am directed by the president to inform you that the senate has passed senate bill No. 27,—a bill for an act regulating the amount to be paid on a policy of insurance.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 27 was read first time and passed to second reading without question.

Mr. Geer of Clackamas, chairman of the committee on military affairs, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 19, 1893. }

Mr. Speaker:

Your committee on military affairs, to whom was referred house bill No. 233, beg leave to report that we have had the same under consideration, and respectfully report it back to the senate with the recommendation that it do pass with the following amendment:

AMENDMENT.

Strike out the words in section 3, "becoming a law," being the last words of said section, and insert in lieu thereof the words, "approved by the governor."

JOEL P. GEER,
Chairman.

The report and amendment were adopted and the bill ordered engrossed.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 23, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house joint resolution No. 5, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 23, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house joint memorial No. 1, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

The speaker announced that he was about to sign house joint resolution No. 5 and house joint memorial No. 1, and soon thereafter that he had signed the same.

Mr. Russell, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 24, 1893. }

Mr. Speaker:

Your committee on corporations, to whom was referred house bill No. 18, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass.

L. H. RUSSELL,
 Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading to-morrow.

Mr. Merrill, chairman of the committee on public lands, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 23, 1893. }

Mr. Speaker:

Your committee on public lands, to whom was referred house bill No. 206, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass.

NORMAN MERRILL,
Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 19, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred house bill No. 8, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass.

T. T. GEER,
Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading tomorrow.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 19, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred house bill No. 54, beg leave to report that they have had the same under con-

sideration and respectfully report it back to the house without recommendation.

T. T. GEER,
Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading tomorrow.

Mr. Chandler, chairman of the committee on assessments, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 23, 1893. }

Mr. Speaker:

Your committee on assessment, to whom was referred house bill No. 45, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass.

E. N. CHANDLER,
Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading tomorrow.

Mr. Chandler, chairman of the committee on assessments, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker:

Your committee on assessment, to whom was referred house bill No. 46, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

E. N. CHANDLER,
Chairman.

The report was adopted, the bill considered engrossed and ordered to third reading.

Mr. Bishop, chairman of the committee on manufactures, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 24, 1893. }

Mr. Speaker:

Your committee on manufactures, to whom was referred house bill No. 41, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Add to section 3:

When either of the parties is a white person and the other a negro or Mongolian, or a person of one fourth or more of negro or Mongolian blood.

W. R. BISHOP,
 Chairman.

The report and amendment were adopted.

House bill No. 41 was ordered engrossed.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 24, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No. 24, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. W. LAMSON,
 Chairman.

The report was adopted.

House bill No. 24 was considered engrossed and ordered to third reading tomorrow.

Mr. Brown, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 23, 1893. }

Mr. Speaker:

Your committee on counties, to whom was referred house bill

No. 25, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on agriculture.

J. N. BROWN,
Chairman.

The report was adopted.

House bill No. 25 was referred to the committee on agriculture.

The special committee, to whom was referred house bill No. 286, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January —, 1893. }

Mr. Speaker:

Your special committee, consisting of the members from Linn county, to whom was referred house bill No. 286, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

A. BLEVINS,
M. A. MILLER,
W. P. ELMORE,
Special committee.

The report was adopted.

House bill No. 286 was considered engrossed and ordered to third reading tomorrow.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 14,—a bill for an act to incorporate the town of Klamath Falls, Oregon, and to repeal an act entitled an act to incorporate the town of Linkville, Oregon, filed in the office of secretary of state, February 25, 1889, and also an act entitled an act to amend sections 4 and 8 of an act entitled an act to incorporate the town of Linkville, Oregon, filed in the office of the secretary of state, February 18, 1891.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

The special committee, to whom was referred house bill No. 275, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker :

Your special committee, to whom was referred house bill No. 275, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

F. R. COON,
E. N. CHANDLER,
Special committee.

The report was adopted, the bill considered engrossed and ordered to third reading tomorrow.

Mr. Brown of Morrow moved that when the house should adjourn it be to 2 o'clock P. M. Wednesday. January 25, 1893.

The motion prevailed.

Mr. Nickell moved to recall house joint resolution No. 9 from the senate.

Carried.

Mr. Merritt moved that hereafter no bill be reported back from the committee to which it may have been referred until the bill is printed.

Carried.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house joint memorial No. 7, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

House bill No. 294. Mr. Northup. A bill for an act to amend section 968 of chapter XII. of title III. of the laws of Oregon, as annotated and compiled by W. Lair Hill.

House bill No. 294 was read first time and passed to second reading without question.

House bill No. 295. Mr. Northup. A bill for an act to amend an act entitled "An act to organize school districts in incorporated towns of ten thousand inhabitants, and to provide for the maintenance and government of public schools therein," approved October 26, 1882.

House bill No. 295 was read first time and passed to second reading without question.

House bill No. 296. Mr. Daly. A bill for an act to establish a graded school in southeastern Oregon, and to appropriate money therefor.

House bill No. 296 was read first time and passed to second reading without question.

House bill No. 297. Mr. Wright of Union. A bill for an act to amend an act entitled an act to incorporate the city of Union, and to repeal an act entitled an act to incorporate the city of Union, in Union county, Oregon, approved February 5, 1885, filed in the office of the secretary of state, February 18, 1891.

House bill No. 297 was read first time and passed to second reading without question.

The speaker announced that he was about to sign house joint memorial No. 7, and soon thereafter that he had signed the same.

House bill No. 298. Mr. Paxton. A bill for an act to amend title XI. of chapter I. of the code of civil procedure of the state of Oregon, relating to attachments and garnishments.

House bill No. 298 was read first time and passed to second reading without question.

House bill No. 299. Mr. King. A bill for an act entitled an act fixing the compensation of the sheriff and clerk of Malheur county.

House bill No. 299 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 24, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 15,—a bill for an act to amend section 2 of chapter I. of an act entitled an act to incorporate the city of Lebanon, Linn county, state of Oregon, and to repeal all acts or

parts of acts in conflict herewith, filed in the office of the secretary of state February 20, 1891.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 300. Mr. King. A bill for an act to amend an act entitled an act to amend an act entitled an act to amend an act entitled "An act to regulate the salaries of county judges of the state of Oregon," approved February 20, 1885, approved February 21, 1887, approved February 25, 1889, approved February 18, 1891.

House bill No. 300 was read first time and passed to second reading without question.

House bill No. 301. Mr. Inman. A bill for an act to amend sections 5 and 8 of an act approved February 11, 1885, entitled "An act for securing liens for mechanics, laborers, material men, and others, and prescribe the manner of their enforcement," the same being sections 3673 and 3676 of Hill's annotated laws of Oregon.

House bill No. 301 was read first time and passed to second reading without question.

House bill No. 302. Mr. Paxton (by request.) A bill for an act to amend an act entitled "An act to protect hotel keepers, innkeepers, and boarding-house keepers by amending section one (1) thereof, so as to include lodging-house keepers within the benefits of said act," approved February 25, 1889.

House bill No. 302 was read first time and passed to second reading without question.

House bill No. 303. A bill for an act entitled "An act to provide a school at the state penitentiary of Oregon for the convicts therein."

House bill No. 303 was read first time and passed to second reading without question.

Mr. Brown of Douglas moved that the rules be suspended and the bill read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Staats, Stone, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—51.

Absent—Messrs. Belknap, Brown of Morrow, Buxton, Geer of

Clackamas, Gullixson, Russell, Sheridan, Toner, and Wilkinson — 9.

So the rules were suspended and house bill No. 303 was read second time by title only.

On motion of Mr. Brown of Douglas, the bill was referred to the committee on education.

Mr. McEwen moved that the rules be suspended and senate bill No. 32 be read third time and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker — 52.

Absent — Messrs. Buxton, Geer of Clackamas, Gullixson, Jeffreys, Mays, Myers, Russell, and Sheridan — 8.

So the rules were suspended and senate bill No. 32 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker — 53.

Nays — None.

Absent — Messrs. Brown of Morrow, Buxton, Geer of Clackamas, Gullixson, Manley, Sheridan, and Wilkins — 7.

So the bill passed.

House bill No. 4 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson,

Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—52.

Nays—Messrs. Baughman and Lawton—2.

Absent—Messrs. Buxton, Geer of Clackamas, Gullixson, Merritt, Sheridan, and Wilkinson—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 53 was read third time and on motion of Mr. Miller, was made the special order for January 25th, at 3 P. M.

On motion of Mr. Merritt, the house adjourned according to previous order.

D. C. SHERMAN,
Chief clerk.

WEDNESDAY, JANUARY 25, 1893.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 25, 1893.

The house met at 2 o'clock P. M. and was called to order by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton, Gullixson, and Northup.

Prayer was offered by the Rev. Mr. Brown of Portland.

On motion of Mr. Wilkins, the reading of the journal of January 24th was dispensed with.

The chair announced the following committees:

Under house resolution No. 32, Messrs. Miller, Russell, and Paxton.

Under senate concurrent resolution No. 12, Messrs. Gill, Myers, and Wilkins.

The committee on horticulture, having leave to report house bills Nos. 57 and 58 at any time, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 25, 1893.

Mr. Speaker:

Your committee on horticulture, to whom was referred house

bill No. 57, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

After the word "dealers," in line 16, insert the word "or"; also in lines 16 and 17 of section 1, strike out the words "transportation companies and agents thereof."

AMENDMENT.

In second line of section 2 insert after the word "plant" the word "grape," and in the same line, after the word "cuttings," insert "or cuttings of any kind."

AMENDMENT.

In section 5, in second line, after the word "persons," insert "or," and in the same line, after the word "dealers," strike out the words "transportation companies and their agents."

AMENDMENT.

On page 5, line 21, strike out the words "one hundred dollars" and insert instead thereof the words "five hundred dollars."

T. R. COON,
Chairman.

On motion of Mr. Coon, the amendment was adopted, the bill was ordered engrossed and to a third reading tomorrow.

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker :

Your committee on horticulture, to whom was referred house bill No. 58, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

On page 3½, line 7, insert after the word "larvæ" "or by destroying all trees, plants, shrubs, vegetables, vines, fruits, or other articles upon which said pests or their larvæ may be found."

T. R. COON,
Chairman.

On motion of Mr. Coon, the amendment was adopted, the bill ordered engrossed and to third reading tomorrow.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 25, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has appointed as a committee on the part of the senate under senate concurrent resolution No. 12, Senators Woodard and Raley.

And the same is herewith transmitted to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 24, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has appointed as the committee on the part of the senate under house concurrent resolution No. 18, Messrs. Hayes and Smith.

And the same is herewith transmitted to you.

O. P. MILLER,
Chief clerk.

On motion of Mr. Wright of Marion, Mr. M. S. Woodcock, Mr. E. M. Croisan, and Mr. H. S. Spencer were invited to seats within the bar of the house.

House bill No. 38 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheri-

dan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker — 59.

Nays — None.

Absent — Mr. Buxton — 1.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 119 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker — 57.

Nays — Mr. Upton — 1.

Absent — Messrs. Buxton and Lamson — 2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 2 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lawton, Layman, Manley, Mays, McEwen, Merrill, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Union, and Mr. Speaker — 48.

Nays — Messrs. Lamson, Maloney, Merritt, Miller, Myer, Nichols, Nickell, Wilkins, Wright of Marion — 9.

Absent — Messrs. Buxton, Gullixson, and Myers — 3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 25, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 5,—a bill for an act providing for the marking and branding of domestic animals and protecting owners thereof in the use of such marks and brands.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 5 was read first time and passed to second reading without question.

Mr. Daly moved that the rules be suspended and senate No. 5 read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—57.

Nays—Mr. Layman—1.

Absent—Messrs. Buxton and Russell—2.

So the rules were suspended and senate bill No. 5 was read second time by title only.

On motion of Mr. Daly, the bill was referred to the committee on agriculture.

House bill No. 75 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson,

Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Buxton and Houck—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Daly was called to the chair.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 25, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in house joint resolution No. 9.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 106 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—56.

Nays—Messrs. Elmore and Maloney—2.

Absent—Messrs. Buxton and Mr. Speaker—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 102 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—56.

Nays—Messrs. Elmore and Maloney—2.

Absent—Messrs. Buxton and Mr. Speaker—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 25, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house joint memorial No. 1, house joint memorial 7, and house joint resolution No. 5.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

House bill No. 53 having been made the special order for this day at 3 P. M., Mr. Bishop moved that it be referred to the committee on judiciary, and the bill was so referred.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 25, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house

bill No. 233, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 25, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 41, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

House bill No. 103 was read third.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—53.

Nays—Messrs. Brown of Douglas, Cooper, and Day—3.

Absent—Messrs. Buxton, Northup, and Mr. Speaker—3.

Not voting—Mr. Ford—1.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 25, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has

passed house bill No. 19,—a bill for an act to incorporate the town of Riddle, Douglas county, Oregon.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 19 was ordered to the committee on enrolled bills.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 67, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

The speaker resumed the chair.

House bill No. 109 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Buxton and Russell—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 25, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate joint resolution No. — is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.
O. P. MILLER,
Chief clerk.

House bill No. 30 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Buxton and Russell—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 235 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone,

Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Nays—Mr. Upton—1.

Absent—Messrs. Buxton, Manley, and Russell—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign senate joint resolution No. 1, and soon thereafter announced that he had signed the same.

House bill No. 18 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Buxton, Elmore, and Gill—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 206 coming on for third reading, Mr. Gowan moved that the reading of the bill be postponed to Monday next.

The motion prevailed.

House bill No. 8 coming on for third reading, Mr. Belknap moved that the bill be recommitted to the committee on agriculture with leave to report at any time.

The motion prevailed.

House bill No. 54 coming on for third reading, Mr. Ford moved that the bill be referred to the committee on roads and highways

The motion prevailed.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 77, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

House bill No. 45 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Buxton, Campbell, Coon, Ford, Gowan, and Lawton—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 46 coming on for third reading, Mr. Upton moved that further consideration of the bill be deferred and that it be made the special order of business for 2 P. M., January 26th.

The motion prevailed.

House bill No. 24 coming on for third reading, Mr. Belts moved that the bill be recommitted to the committee on labor, with leave to report at any time.

The motion prevailed.

House bill No. 286 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Union, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Buxton, Ford, Geer of Marion, Gowan, Myers, Russell, Wilkins, and Wright of Marion—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 275 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Brown of Douglas, Brown of Morrow, Buxton, Ford, Geer of Clackamas, and Miller—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The special committee of members from Clatsop county, having the unanimous consent of the house, introduced the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January —, 1893. }

Mr. Speaker:

Your select committee consisting of the delegation from Clatsop county, to whom was referred house bill No. 96, beg leave to report the same back with the recommendation that it do pass with the following amendments:—

AMENDMENT.

After the word "bed," in line 18 of original bill, (line 24 of printed bill,) insert the following: "And the right to construct and maintain a wharf or other structures in front of tide land."

AMENDMENT.

In line 18 of original bill, (being line 24 of printed bill,) after the word "lands," insert the following words: "at the line of low tide."

AMENDMENT.

From line 19 of original bill, (being lines 24 and 25 of printed bill,) strike out the words "and wharfage rights adjoining thereto."

J. C. TRULLINGER,

Chairman.

On motion of Mr. Trullinger, the report and amendments were adopted, the bill ordered engrossed and to third reading tomorrow.

House bill No. 233 coming on for third reading, Mr. Upton moved to recommit the bill to the committee on military affairs, with leave to report at any time.

The motion prevailed.

House bill No. 67 coming on for third reading, Mr. Russell moved that the bill be laid on the table.

The motion prevailed.

On motion of Mr. Jeffreys, Hon. John Burnett was tendered the courtesies of the house.

House bill No. 41 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Union, and Mr. Speaker—49.

Nays—Messrs. Currin, Elmore, Ford, Gill, Goodrich, Northup, and Wright of Marion—7.

Absent—Messrs. Buxton, Gullixson, Paxton, and Wilkinson—4.
So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 77 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Buxton, Cornelius, Nickell, and Upton—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 9 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

Senate bill No. 38 coming on for second reading, was read second time.

Mr. Nickell offered the following amendment:—

AMENDMENT.

Increase the salary of the county treasurer of Jackson county to \$600.

On motion of Mr. Nickell, the amendment was adopted.

Mr. Upton offered the following amendment:—

AMENDMENT.

That the salary of the treasurer of Curry county be stated at \$250.

Mr. Upton moved that the amendment be adopted.

Lost.

Mr. Ford offered the following amendment:—

AMENDMENT.

That the salary of the treasurer of Marion county be fixed at \$1,000, to take effect July 1, 1894.

On motion of Mr. Ford, the amendment was adopted.

On motion of Mr. Jeffreys, senate bill No. 38 and amendments were referred to the committee on salaries and mileage.

Senate bill No. 67 coming on for second reading, was read second time and passed to third reading without question.

Senate bill No. 12 coming on for second reading, was read second time.

On motion of Mr. Russell, the bill was referred to the committee on labor.

On motion of Mr. King, the rules were suspended by unanimous consent and the committee on judiciary offered the following report:

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 115, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In line 2 of section 5, in the printed bill, strike out the words "commissioners court" and insert in lieu thereof the words "county court, sitting for the transaction of county business."

AMENDMENT.

In line 6 of section 5, in the printed bill, strike out the words "commissioners court" and insert in lieu thereof the words "county court."

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the report and amendments were adopted, the bill ordered engrossed, and to third reading tomorrow.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 25, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 15, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:--

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 25, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house joint resolution No. 9, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Senate bill No. 60 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to the committee on agriculture.

Senate bill No. 27 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to the committee on judiciary.

Senate bill No. 31 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup,

Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Belknap, Buxton, Cooper, Elmore, Lamson, and Paxton—6.

So the bill passed.

The speaker announced that he was about to sign house bill No. 15 and house joint resolution No. 9, and soon thereafter that he had signed the same.

On motion of Mr. Manley, the house adjourned.

D. C. SHERMAN,
Chief clerk.

THURSDAY, JANUARY 26, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

The house was called to order at 10 o'clock A. M. by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton and Wilkins.

The session was opened with prayer by Rev. Mr. Bowersox.

On motion of Mr. Gill, the reading of the journal of the session of January 25, 1893, was dispensed with.

House bill 306, sixteenth biennial session, being the special order of business for the hour, Mr. Wright of Union moved that the bill be made the special order for next Monday at 2 P. M.

The motion prevailed.

Senate bill No. 67 coming on for third reading, was read third time.

Mr. Coon asked unanimous consent of the house to introduce an amendment to the bill.

There being no objection, Mr. Coon offered the following amendment:

AMENDMENT.

In the sixth line of section 1, strike out the word "Wasco."

On motion of Mr. Coon, the amendment was adopted.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Buxton and Wright of Union—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Coon presented a petition praying for the creation of Cascade county.

Referred to the committee on counties.

Mr. Daly presented a petition praying for the repeal of the mortgage-tax law.

Referred to the committee on assessment and taxation.

Mr. Belts presented a petition for an increase in the salary of stock inspector for Umatilla county.

Referred to the committee on salaries and mileage.

Mr. Maloney presented a petition relative to the sale of tobacco to children.

Referred to the committee on public morals.

Mr. Northup, chairman of the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker:

Your committee on elections, to whom was referred house concurrent resolution No. 9, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment—

AMENDMENT.

Strike out the words "president and vice-president" in the 21st line and insert after "senator" the words "and representative."

And they beg to report a separate resolution on the question of the election of president and vice-president with a majority report

that it do not pass, and a minority report, consisting of Mr. Miller, that it do pass.

H. H. NORTHUP,
Chairman.

Mr. Northup, chairman of the committee on elections, submitted the following report:

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker:

Your committee on elections, to whom was referred house concurrent resolution No. 9, beg leave to report that we have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with reference to the election of United States senators, and that it do not pass with relation to the election of president and vice-president, and they have divided said resolution, and herewith is the minority resolution with reference to the election of president and vice-president.

H. H. NORTHUP,
Chairman.

HOUSE CONCURRENT RESOLUTION NO. 26.

Reported by the minority of committee on elections.

Whereas the election of president and vice-president is the cause of contention and strife, by means of the electoral college; and whereas there is no reason why the president and vice-president should not be voted for directly by the people; therefore

Resolved, That our senators and representatives in congress are hereby requested to use all honorable means to secure an amendment to the constitution of the United States which will authorize the election of president and vice-president of the United States by direct vote of the people, and that the secretary of state forward to each senator and representative a duly certified copy of this resolution.

On motion of Mr. Northup, the amendment was adopted.

Mr. Northup moved that the house adopt the majority report.

Messrs. Ford and Wright of Marion demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevens, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer

of Clackamas, Geer of Marion, Gill, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Nays—Mr. Goodrich—1.

Absent—Mr. Buxton—1.

So the majority report was adopted.

Mr. Miller moved the adoption of house concurrent resolution No. 26.

The ayes and nays being demanded by Messrs. Ford and Wright of Marion, the roll was called and the vote was:

Those voting aye were:

Messrs. Blevins, Campbell, Currin, Daly, Day, Elmore, Ford, Houck, Inman, Jeffreys, King, Maloney, McEwen, Miller, Myer, Nickell, Sheridan, Staats, Stone, Toner, Upton, Wilkinson, Wright of Marion, and Mr. Speaker—24.

Nays—Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Manley, Mays, Merrill, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Trullinger, Wilkins, and Wright of Marion—35.

Absent—Mr. Buxton—1.

So the motion to adopt was lost.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 52, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 26, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 57, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 26, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 58, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
 SALEM, Oregon, }
 January 26, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in the house amendments to senate bill No. 67.

And the same is herewith returned to you.

O. P. MILLER,
 Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
 SALEM, Oregon, }
 January 26, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bill No. 15 and house joint resolution No. 9.

And the same are herewith returned to you.

O. P. MILLER,
 Chief clerk.

Mr. Northup, chairman of the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker :

Your committee on elections, to whom was referred house joint resolution No. 7, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

H. H. NORTHUP,
Chairman.

On motion of Mr. Northup, the report was adopted and the joint resolution indefinitely postponed.

Mr. Northup, chairman of the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker :

Your committee on elections, to whom was referred house bill No. 130, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Strike out the title thereof and insert the following as the title to wit:

A bill for an act to amend section 16 of an act entitled an act, fixing the time for holding elections, regulating the manner of conducting state, district, county, and precinct elections, prescribing the manner of making nominations of candidates, providing for printing and distributing ballots by public officers at public expense, to prevent frauds and punish crimes affecting the right of suffrage; to repeal all of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title 1 of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1885; to

repeal all of an act entitled an act to amend sections 4, 10, 14, 15, and 24 of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title 1 of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1885, approved November 25, 1885; to repeal all of an act entitled an act to amend section 49 of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise and repealing title 1 of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1885, approved November 25, 1885; to repeal all of an act entitled an act relating to elections, approved October 19, 1872; to repeal sections 26, 27, and 28 of an act entitled an act relating to elections, and the mode of filling vacancies in office, approved October 29, 1870; to repeal all of an act entitled an act to amend section 2507 of Hill's annotated laws of Oregon, relating to elections and ballot paper, approved February 20, 1889, the same being identical with titles 1 and 2 of chapter XIV., sections 2499 to 2537, both inclusive, of the miscellaneous laws of Oregon as compiled and annotated by W. Lair Hill, and to repeal all acts and parts of acts in conflict with this act, approved February 13, 1891.

AMENDMENT.

Insert after the enacting clause the following:

Section 1. That section 16 of the above entitled act be amended to read as follows:

Sec. 16 The judges of election, in determining the residence and qualification of persons offering to vote, shall be governed by the following rules, so far as the same may be applicable.

AMENDMENT.

Strike out of said bill the following words:

"Section 16. That subdivision 1 of section 16 be amended to read as follows."

AMENDMENT.

Insert after the words "ninety days," in the last line of subdivision 1, the words "and in the precinct sixty days."

H. H. NORTHUP,
Chairman.

On motion of Mr. Northup, the report and amendments were adopted, the bill ordered engrossed and to third reading tomorrow.

Mr. Northup, chairman of the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January —, 1893. }

Mr. Speaker :

Your committee on elections, to whom was referred house bill No. 7, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Strike out the title and insert in lieu thereof the following as the title of the bill:

A bill for an act to amend section 14 of an act entitled an act fixing the time for holding elections, regulating the manner of conducting state, district, county, and precinct elections, prescribing the manner of making nominations of candidates, providing for printing and distributing ballots by public officers at public expense, to prevent frauds and punish crimes affecting the right of suffrage; to repeal all of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I. of chapter XVI. of the miscellaneous laws of Oregon, approved February 24, 1885; to repeal all of an act entitled an act to amend sections 4, 10, 14, 15, and 24 of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I. of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1884, approved November 25, 1885; to repeal all of an act entitled an act to amend section 49 of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I. of chapter XIV. of the miscellaneous laws of Oregon, approved February 24, 1885, approved November 25, 1885; to repeal all of an act entitled an act relating to elections, approved October 19, 1872; to repeal sections 26, 27, and 28 of an act entitled an act relating to elections and the mode of filling vacancies in office, approved October 29, 1870; to repeal all of an

act entitled an act to amend section 2507 of Hill's annotated laws of Oregon, relating to elections and ballot paper, approved February 20, 1889, the same being identical with titles I. and II. of chapter XIV., sections 2499 to 2537, both inclusive, of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, and to repeal all acts and parts of acts in conflict with this act.

H. H. NORTHUP,
Chairman.

On motion of Mr. Northup, the report and amendment was adopted, the bill ordered engrossed, and to third reading tomorrow.

The committee on military affairs made a verbal report that house bill No. 233 had been printed.

House bill No. 233 passed to third reading.

Mr. Ormsby moved to adjourn.

Lost.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 26, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 2,—relating to five per cent on sales of public lands due this state by the general government.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Daly, Day, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixon, Hobbs, Inman, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Buxton, Campbell, Currin, Duncan, Gowan, Houck, Jeffreys, Manley, Merritt, and Russell—10.

So the resolution was adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 24, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 3, beg leave to report that we have had the same under consideration, and respectfully report it back with the recommendation that it do pass.

O. F. PAXTON,
 Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading tomorrow.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 24, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 283, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
 Chairman.

On motion of Mr. Paxton, the report was adopted, the bill considered engrossed and ordered to third reading tomorrow.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 24, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 128, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Strike out the words "in the same manner as a summons" where the same occurs in line 19 of the printed bill, and insert in lieu thereof the following: "or their legal representatives in all respects as to manner and time as is now required for the service of a summons."

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the report and amendment were adopted, the bill ordered engrossed and to third reading tomorrow.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 85, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Strike out the word "and" in line 1 of section 1 of the printed bill, and insert in lieu thereof the word "judges."

AMENDMENT.

Strike out the word "district" where it occurs in line 2 of section 1 of the printed bill, and insert in lieu thereof the word "prosecuting."

O. F. PAXTON,
Chairman.

On motion of Mr. Ford, the report and amendments were adopted, the bill ordered engrossed and to third reading tomorrow.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house

bill No. 115, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 33, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Add to the bill at the end thereof the following: "*provided*, that when the inventory of any estate shows, or it otherwise appears to the satisfaction of the county court or judge thereof that all the property left by the deceased within the jurisdiction of the court does not exceed in value the sum of three hundred and fifty dollars, the county court or judge thereof may order the property sold, if any sale thereof be necessary, without notice, or upon such notice as the court or judge thereof may direct, in a summary manner, at public or private sale, and with or without appraisement, and in such cases the notice of the appointment of the administrator may be given by posting the same in three public places of the county for four weeks successively, and notice of the filing of the final account may be given in the same manner."

AMENDMENT.

After the word "sale," in line 20 of the printed bill, insert the following: "*provided*, that all sales of real property made at private sale shall be reported to the county court in the same manner, and be subject to resale, and require confirmation in the same manner as other sales of real property made by executors or administrators."

O. F. PAXTON,
Chairman.

Mr. Ford moved that the amendments be adopted.
The motion was lost.

On motion of Mr. Northup, the bill was recommitted to the committee on judiciary.

On motion of Mr. Durham, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

The house met at 2 o'clock P. M. and was called to order by the speaker.

The roll was called, and all the members were present excepting Mr. Buxton.

The special committee, consisting of the members from Umatilla county, to whom was referred senate bill No. 41, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker:

Your special committee, consisting of the members from Umatilla county, to whom was referred senate bill No. 41, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

That the title of the bill be amended by adding the following:

And to provide for the transfer of certain records from the office of the county clerk of said county, and the making of indices therefor.

AMENDMENT.

Amend section 8 by adding thereto the following words:

Provided, however, that said recorder shall not receive the additional compensation of thirty-three and one third per cent allowed the county clerks as provided by the act entitled an act to amend an act entitled "An act to amend sections 2, 3, 4, 5, 6, 7, and 8, and to repeal section 10 of an act, approved October 29, 1874, entitled an act to repeal sections 2 and 4 of an act approved October 23,

1872, entitled an act to amend chapter XVIII. of the general laws concerning fees of officers, and to amend an act entitled an act to amend chapter XVIII. of the general laws concerning fees of officers, approved October 24, 1870, and section 12 of an act approved October 24, 1864, entitled an act to prescribe the fees of certain officers and persons; and section 4 of an act approved January 12, 1859, entitled an act to amend an act entitled an act to regulate the fees of certain officers and other persons; and section 1 of an act approved October 12, 1864, entitled an act to fix the legal distances from the several county seats in this state to the penitentiary at the city of Portland, and regulate the fees of sheriffs for conveying convicts to the penitentiary; and all of an act approved October 29, 1870, entitled an act to regulate the fees of officers in certain counties, and all of an act approved October 28, 1872, entitled an act to amend an act entitled an act to regulate fees of officers in certain counties, and to amend section 5 of an act approved October 21, 1864, entitled an act to amend an act entitled an act to provide for the collection of taxes, and to repeal an act approved October 19, 1860, and to prescribe the fees of clerks and sheriffs, approved October 26, 1882, approved February 23, 1885, being section 2343 of chapter XI. of title I. of Hill's annotated laws of Oregon."

DOUGLAS BELTS,

Chairman.

On motions of Mr. Belts, the amendments were adopted and the bill passed to third reading.

Mr. Geer of Clackamas, chairman of the committee on military affairs, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker:

Your committee on military affairs, to whom was referred house bill No. 121, beg leave to report that we have had the same under consideration, and respectfully report it back to the senate with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Insert the word "and" after "years" in line 1 of section 4 in original act.

J. P. GEER,
Chairman.

On motion of Mr. Gullixson, the amendment was adopted, the bill ordered engrossed and to third reading tomorrow.

Mr. Geer of Clackamas, chairman of the committee on military affairs, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker:

Your committee on military affairs, to whom was referred house bill No. 44, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Insert the word “act” after the eighth word of the first line of section 1.

AMENDMENT.

Strike out the words “the board of county commissioners,” being the first words of section 1 in the original act, and insert in lieu thereof the words “the county courts.”

AMENDMENT.

Insert after the word “tenth,” in section 1 of the original act, the words “and not less than one thirteenth.”

AMENDMENT.

Strike out the word “sixty,” in section 2, and insert in lieu thereof the word “forty-five.”

J. P. GEER,
Chairman.

On motion of Mr. Geer of Clackamas, the amendments were adopted, the bill ordered engrossed and to third reading tomorrow.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 25, 1893. }

Mr. Speaker:

Your committee on roads and highways, to whom was referred house bill No. 100, beg leave to report that we have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

P. COOPER,
 Chairman.

On motion of Mr. Cooper, the bill was considered engrossed and passed to third reading tomorrow.

Mr. Cooper, chairman of the committee on roads and highways submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 25, 1893. }

Mr. Speaker:

Your committee on road and highways, to whom was referred house bill No. 62, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In section 1, line 7, strike out the word "three" and insert the word "two."

AMENDMENT.

In section 2, line 5, strike out the word "three" and insert the word "two."

P. COOPER,
 Chairman.

On motion of Mr. Geer of Marion, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 25, 1893. }

Mr. Speaker :

Your committee on roads and highways, to whom was referred house bill No. 86, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

After the words "section one," insert the following: "That section 4094 of the laws of Oregon, as compiled and annotated by W. Lair Hill, be amended to read as follows."

AMENDMENT.

After the words "assembly of" in the enacting clause, insert the words "the state of."

P. COOPER,
 Chairman.

On motion of Mr. Geer of Clackamas, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Brown, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 26, 1893. }

Mr. Speaker :

Your committee on counties, to whom was referred senate bill No. 25, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on salaries and mileage.

J. N. BROWN,
 Chairman.

On motion of Mr. Brown, the bill was referred to the committee on salaries and mileage.

Mr. Brown, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 26, 1893. }

Mr. Speaker :

Your committee on counties, to whom was referred house bill No. 59, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

J. N. BROWN,
 Chairman.

On motion of Mr. Brown, the bill was considered engrossed and ordered to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 26, 1893. }

Mr. Speaker :

Your committee on agriculture, to whom was referred house bill No. 8, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Strike out all after the word "cent" in line 9 of the printed bill and add the following: "For each gray or ground squirrel not more than five cents nor less than one cent, and for each gopher not more than ten cents nor less than one cent."

T. T. GEER,
 Chairman.

(On motion of Mr. Gill, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 25, 1893. }

Mr. Speaker :

Your committee on agriculture, to whom was referred house bill

No. 129, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

T. T. GEER,
Chairman.

On motion of Mr. Geer of Marion, the bill was considered engrossed and ordered to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred house bill No. 82, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

T. T. GEER,
Chairman.

On motion of Mr. Geer of Marion, the bill was considered engrossed and ordered to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred house bill No. 99, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass.

T. T. GEER,
Chairman.

On motion of Mr. Geer of Marion, the bill was considered engrossed and passed to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred house bill No. 64, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

That after the word "food," in line 4, section 14, of the printed bill, insert the following: "or any calf that has been slaughtered under the age of four weeks."

AMENDMENT.

Add the following sections after section 15:

Section 16. Every person who sells oleomargarine, butterine, or any imitation butter whatsoever, or other imitation dairy products in this state, shall keep a sale book in which all sales shall be entered at the time of sale. Said sale book shall state amount sold, together with the name and address of the purchaser, and said sale book shall be open to the inspection of the state food commissioner or his agent at all times.

Section 17. Every railroad company or other transportation company in this state, upon application of the state food commissioner or his authorized agent, shall give the name and address of any shipper or consignee of any supposed diseased meats or foods of any kind.

Section 18. Every person who manufactures butter or cheese in this state from milk drawn from cows not owned by such manufacturer shall report to the food commissioner every three months, and in case such manufacturer owns any cows from which milk is used in conjunction with purchased milk, the report shall state the fact, and shall include such cows the same as if owned by any other person. Said report shall show,—

1. Name and address of manufacturer.
2. Name and address of owner of cows.
3. Number of pounds of milk purchased.
4. Total number of pounds of milk used in the manufacturing of butter and the number of pounds used in making cheese.
5. Number of pounds of butter and cheese made.
6. Number of pounds of butter and cheese sold.

AMENDMENT.

That section 17 be numbered section 20.

T. T. GEER,
Chairman.

On motion of Mr. Northup, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred house bill No. 92, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

T. T. GEER,
Chairman.

On motion of Mr. Geer of Marion, the bill was considered engrossed and ordered to third reading.

Mr. Gowan, chairman of the committee on railways and transportation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker:

Your committee on railways and transportation, to whom was referred house bill No. 98, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In line 3, section 2, after the word "into," insert the words "a sealed or locked railway car, or be found therein;" also, strike out that portion of section 2 commencing at the word "or" in line 3 to and inclusive of the word "car" in line 4.

A. W. GOWAN,
Chairman.

On motion of Mr. Gullixson, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Gowan, chairman of the committee on railways and transportation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January —, 1893. }

Mr. Speaker:

Your committee on railways and transportation, to whom was referred house bill No. 93, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In line 6, after the word "thereon" insert the words, "or so as to injure or damage any property carried by said train;" also, strike out that part of line 7 commencing at "or" and insert all of line 8; also after the word "years" in line 7 insert the words "nor less than one year."

AMENDMENT.

In section 2, strike out all that part of line 6 commencing on the third line in said line to and including the word "court" in line 8 and insert the words "be deemed guilty of the crime of murder."

A. W. GOWAN,
Chairman.

On motion of Mr. Gill, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Gowan, chairman of the committee on railways and transportation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 24, 1893. }

Mr. Speaker:

Your committee on railways and transportation, to whom was referred house bill No. 126, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

A. W. GOWAN,
Chairman.

On motion of Mr. Gowan, the bill was considered engrossed and ordered to third reading.

Mr. Gowan, chairman of the committee on railways and transportation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker :

Your committee on railways and transportation, to whom was referred house bill No. 95, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Section 2. That upon the election of said commissioners provided by section 4003, the commissioner receiving the smallest number of votes shall hold the short term; that before said commissioners shall enter upon their duties as hereinbefore provided they shall subscribe an oath as provided by law, upon receipt of certificates of election from the secretary of state.

AMENDMENT.

In section 4003, line 5, after the word "June" add: "or such other time as may be fixed by law for general elections."

A. W. GOWAN,
Chairman.

On motion of Mr. Gowan, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Daly, chairman of the committee on medicine and pharmacy, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 24, 1893. }

Mr. Speaker :

Your committee on medicine and pharmacy, to whom was referred house bill No. 124, beg leave to report that we have had the same under consideration, and respectfully report it back to

the house with the recommendation that it be referred to the committee on assessment and taxation.

B. DALY,
Chairman.

On motion of Mr. Daly, the bill was referred to the committee on assessment and taxation.

Mr. Chandler, chairman of the committee on assessments, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker:

Your committee on assessments, to whom was referred house bill No. 125, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In section 1, line 3, strike out the word "immediately" and insert the words "on the first Monday in March following" in lieu thereof; also in line 15 strike out the words "and not what it would bring at public sale, auction, or forced sale."

E. N. CHANDLER,
Chairman.

On motion of Mr. Chandler, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Gill, chairman of the committee on public morals, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January —, 1893. }

Mr. Speaker:

Your committee on public morals, to whom was referred house bill No. 133, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Following section 1 the penalty as provided in section 3 shall be inserted. Section 3 shall become section 2 and section 2 in the

proposed bill shall become section 3, and section 4 shall read as follows:

Section 4. Any minor violating the provisions of this act shall, upon conviction, be fined in any sum not less than one dollar nor more than ten dollars, or by imprisonment at the option of the court two days for such offense.

Section 4 of the proposed bill, No. 133, shall become section 5; section 5 of said bill shall become section 6.

JOHN GILL,
Chairman.

On motion of Mr. Gill, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Durham, chairman of the committee on salaries and mileage, submitted the following report:--

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker :

Your committee on salaries and mileage, to whom was referred senate bill No. 38, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In line 4 of the printed bill, after the words "Curry county," insert "\$250" instead of "\$300."

AMENDMENT.

In line 6 of the printed bill, after the words "Jackson county," insert "\$500" instead of "\$600" as amended.

AMENDMENT.

In line 7 of the printed bill, after the words "Marion county," insert "\$1,200" instead of "\$1,050" as amended.

S. A. DURHAM,
Chairman.

On motion of Mr. Durham, the amendments were adopted and the bill ordered to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker :

Your committee on fisheries and game, to whom was referred house bill No. 10, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend section 1 by inserting the following: "That section 3 be an act entitled an act to protect salmon and other food fishes in the state of Oregon, and upon all waters upon which this state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon, approved February 16, 1891, be and the same is hereby amended to read as follows."

AMENDMENT.

Amend section 2 as follows: "That section 6 be an act entitled an act to prevent salmon and other food fishes in the state of Oregon, and upon all waters upon which this state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon, approved February 16, 1891."

G. T. MYERS,
Chairman.

On motion of Mr. Myers, the amendments were adopted, the bill ordered engrossed, and to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker :

Your committee on fisheries and game, to whom was referred

house bill No. 120, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

G. T. MYERS,
Chairman.

On motion of Mr. Myers, the bill was considered engrossed and passed to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 80, beg leave to report that we have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

After the word "misdemeanor," in line 7, section 1, printed copy of bill, strike out rest of section and insert the following: "Every person who shall at any time after the passage of this act, sell or offer for sale the hide or horns or meat of any deer, either in a fresh, salted, dried, smoked, or jerked condition, shall be guilty of a misdemeanor."

AMENDMENT.

In line 4, section 3, printed copy, strike out the word "twenty" and insert the word "fifty."

GEO. T. MYERS,
Chairman.

On motion of Mr. Myers, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No.

24, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In section 1, lines 1 and 2, printed bill, strike out words "cattle, horses, or other domestic animals." In line 5 strike out words "or the persons in lawful possession," "cattle"; and in line 6 the words "horses or other domestic animals."

AMENDMENT.

In section 2, line 3, strike out the words "or the person in lawful possession thereof."

H. W. LAMSON,
Chairman.

On motion of Mr. Lamson, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No. 72, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. W. LAMSON,
Chairman.

On motion of Mr. Lamson, the bill was considered engrossed and ordered to third reading.

Mr. Lamson, chairman of the committee on railroads, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker:

Your committee on railroads, to whom was referred house joint memorial No. 4, beg leave to report that we have had the same

under consideration, and would respectfully report it back to the house without recommendation.

H. W. LAMSON,
Chairman.

Mr. McEwen moved that the joint memorial be adopted.

Mr. Northup offered to amend the memorial by striking out the words "the free coinage of silver," and inserting in lieu thereof, "do favor the repeal of the law known as the Sherman silver act or law."

Mr. Northup moved the adoption of the amendment.

Mr. Brown of Morrow moved that the amendment be laid on the table.

The motion prevailed.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 19, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

House bill No. 46 being the special order of business for 3 o'clock, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Sheridan, Staats, Stone, Toner, Upton, Wilkins, Wilkinson, and Mr. Speaker—47.

Nays—Messrs. Bishop, Brown of Morrow, Cornelius, Durham, Gullixson, Merrill, Paxton, Russell, Trullinger, Wright of Marion, and Wright of Union—11.

Absent—Messrs. Buxton and Manley—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 26, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 151,—a bill for an act to repeal sections 67, 68, 69, 70, 71, and 93 of an act entitled an act to incorporate the city of Dallas, in the county of Polk and state of Oregon, and to repeal all acts prior thereto, filed in the office of secretary of state, February 18, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 151 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 26, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 93,—a bill for an act entitled an act to amend an act entitled an act to incorporate the city of Athena, in Umatilla county, state of Oregon, and to define the powers thereof, and to repeal an act entitled an act to incorporate the city of Athena, in Umatilla county, Oregon, and to define the powers thereof, filed in the office of secretary of state, February 20, 1889.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 93 was read first time and passed to second reading without question.

The speaker announced that he was about to sign house bill No. 19, and soon thereafter that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 26, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 45,—a bill for an act to amend section 951 of title I. of chapter XII. of the code of civil procedure, as compiled and annotated by W. Lair Hill, and section 954 of title II. of chapter XII. of the above-mentioned code, and sections 958 and 968 of title III. of chapter XII. of the above-mentioned code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 45 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 26, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 127,—a bill for an act to authorize and empower the city of Dallas to construct, conduct, and maintain water works therein; to incur an indebtedness therefor; to issue bonds and to purchase and own real property.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 157 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 26, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 9.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 26, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 156,—a bill for an act to amend section 9 of an act entitled an act to incorporate the town of Sodaville, in Linn county, Oregon, approved October 25, 1880.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 156 was read first time and passed to second reading without question.

Mr. Wright of Marion, chairman of the committee on mining, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 26, 1893. }

Mr. Speaker:

Your committee on mining, to whom was referred house bill No. 60, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In section 1, line 10, after the second word, insert: "It shall be the duty of the state mineralogist and geologist when possible to collect triplicate samples of mineral specimens, etc., and after properly classifying and labeling, to furnish the state university at Eugene and the state agricultural college at Corvallis with one set each."

AMENDMENT.

In section 2, line 4, strike out the word "four" and insert the word "two"; also in line 7 strike out the word "three" and insert the word "two."

AMENDMENT.

In section 10, line 1, strike out the word "six" and insert the word "four."

There is a greater mineral than agricultural area in this state, embracing the economic as well as the precious minerals, of which there is practically nothing known as to their locality, quality, or extent; and every instance of an appropriation to the uses of man of our natural mineral resources, be they economic or precious, acts as a stimulant to commerce and trade, creating a home market for the products of every branch of husbandry and manufacture, and in the case of the precious minerals there is an addition to the world's wealth; and there being no source of information relative to our resources, official or otherwise, and capital seeking investment is daily passing our doors from lack of such information when we have resources replete of a desirable character and of increasing importance and fascination, and any effort on the part of the state to investigate and make known the resources will be attended with scientific and educational benefits, and a following development and appropriation of the same to the uses of man, giving practical results with the addition of many thousands of dollars of taxable property to the state.

J. G. WRIGHT,
Chairman.

On motion of Mr. Wright of Marion, the amendments were adopted, the bill ordered engrossed, and to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 26, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 235.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

The special committee, to whom was referred house bill No. 74, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker :

Your special committee on the world's fair, to whom was referred house bill No. 74, beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Strike out all after the enacting clause and insert the following in lieu thereof:

Section 1. That for the purpose of representing the state of Oregon at the World's Columbian Exposition, to be held at Chicago, in the state of Illinois, in the year 1893, and to the end that the interests of our state may be advanced by making our vast and valuable resources more widely known, a commission is hereby created, to be known as the "Oregon World's Fair Commission."

Section 2. Said commission shall consist of six members, who shall be appointed by the governor—one from the state board of agriculture, one from the state board of horticulture, one from the state board of education, one from the state at large to represent the mining interests, one from the Columbia river packer's association, and one from the members of the board of lady managers World's Columbian exposition residing in Oregon. The governor, secretary of state, and state treasurer shall be *ex officio* members of said commission. The members of the United States board of commissioners appointed by the United States government for the state of Oregon shall be *ex officio* members of said commission.

Section 3. They shall hold office until their duties are performed, but not to exceed two years from the first day of February, 1893.

Section 4. Any commissioner may be removed for cause by the governor on the recommendation of the commission, and all vacancies in said commission shall be filled by appointment of the governor.

Section 5. The commissioners shall be reimbursed for all necessary traveling expenses within the state of Oregon when attending meetings relating to the affairs of the commission, but shall receive no compensation for the performance of their duties.

Section 6. The commissioners shall within ten days after their appointment meet at the capitol at Salem, take the oath of office

and effect the organization necessary to carry out the purpose for which the commission was created. Five of said board shall constitute a quorum to transact business. At the first meeting of said board, in addition to a president, there shall be elected from its members one person, who with the president and secretary of state shall constitute an executive committee, whose duty it shall be to audit all accounts of said commission and authorize the payment of all monies expended by the same. The state treasurer shall be *ex officio* treasurer of this commission.

Section 7. The commission shall file with the secretary of state quarterly reports of their expenditures and disbursements, with proper vouchers, which quarterly reports shall be duly verified by the oath of the president or secretary of the commission, and the same shall be open to the inspection of all persons.

Section 8. The commission shall render to the legislative assembly in A. D. 1895 a full, complete, and final account of all receipts and disbursements made by it, and a brief report of its doings, and on or before the expiration of its term, to wit, February 1, A. D. 1895, it shall turn over to the secretary of state all books, papers, and property which may remain in its possession at the close of its said term.

Section 9. The commission shall organize by the election from its members of a president, and by the appointment of a secretary. The commission shall have power to make rules and regulations for its government and for the government of its employés, and for the proper disbursement of all moneys received by it under this act, or from other sources. It shall have power to dispose of all property of the state which may come into its possession at the exposition, and shall account for the proceeds thereof. It shall have power to appoint its chiefs and superintendents of divisions, officers and agents and committees, and to fix the compensation of such as are entitled thereto, but no person so appointed shall receive to exceed five dollars per day for such time as employed. It shall also have power to perform such other duties as are necessary to carry out the provisions of this act.

Section 10. To carry out the provisions of this act, there is hereby appropriated for the use of said commission out of the moneys in the state treasury the sum of sixty thousand (60,000) dollars, and the secretary of state is hereby authorized to draw his warrant on the general funds in said sum in favor of the treasurer of the state of Oregon, which said sum shall constitute a specific fund to be drawn out of the treasury in the manner hereinbefore specified, on the warrants of the commission signed by its president and secretary, and no warrant shall be drawn unless authorized by

the said commission or by the executive board thereof as hereinbefore provided; *provided always*, that no part of said sum shall be expended otherwise than for the purpose set forth in this act; *and provided further*, that if any portion of said sum is unexpended when said final accounting to the state is made as aforesaid it shall be covered into the general fund of the treasury.

Section 11. The commission shall classify and exhibit the resources of the state, as nearly as may be, under the following heads: Agriculture; live stock; horticulture, including floriculture and viticulture; forestry and forest products; mines, mining, and metallurgy; manufactures; fish and fishing apparatus; electrical and mechanical inventions; woman's work, comprising the fine arts, household economy and products thereof, music, etc.; education, including educational exhibits, literary, special, general, etc.; all civil departments, including state and county.

Section 12. No provision in this act shall prevent said commission from soliciting or receiving contributions from individuals or organizations other than the state, but when so received they shall be kept as a separate fund and be disbursed and accounted for to the state of Oregon in the same manner as the appropriation aforesaid.

Section 13. Inasmuch as the time is close at hand when our exhibit should be in place, if represented, and much remains to be done, this act shall take effect from and after its approval by the governor.

H. H. NORTHUP,
Chairman.

On motion of Mr. Northup, the amendment was adopted, the bill was ordered engrossed and to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 26, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bill No. 19.

And the same is herewith transmitted to you.

O. P. MILLER,
Chief clerk.

Mr. Duncan, chairman of the committee on printing, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker :

Your committee on printing, to whom was referred house bill No. 79, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

C. H. DUNCAN,
Chairman.

On motion of Mr. Duncan, house bill No. 79 was considered engrossed and to third reading.

Mr. Upton introduced house joint memorial No. 9.

HOUSE JOINT MEMORIAL NO. 9.

To the Senate and House of Representatives of the United States of America in Congress assembled: Your memorialists, the legislative assembly of the state of Oregon, would respectfully represent—

That the telegraph monopolies and combines in the United States are a growing menace to the best interests of the country; that the people are entitled to cheaper and safer telegraph service; that the temptation to the perversion of the service in private hands is great. Wherefore, your memorialists would most respectfully urge that measures be speedily inaugurated looking to the ownership and operation of the telegraphs and telephones of the country by the government in connection with our postal system; and our senators in congress are instructed and our representatives requested to favor the demands of this memorial.

That the secretary of state is hereby instructed to forward a copy of this memorial to our senators and representatives in congress.

On motion of Mr. Northup, the joint memorial was referred to the committee on labor and ordered printed.

Mr. Geer of Marion moved that when the house might adjourn it be to half past 9 o'clock A. M. tomorrow.

The motion prevailed.

Mr. Manley introduced house resolution No. 33.

HOUSE RESOLUTION NO. 33.

Resolved, That the secretary of state be instructed to furnish two hundred two-cent stamps and one hundred newspaper wrappers to each member and officer.

On motion of Mr. Manley, the resolution was adopted.

Mr. Ormsby was called to the chair.

By unanimous consent the following majority report was submitted:—

MAJORITY REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January —, 1893. }

To the Honorable the Legislative Assembly of the State of Oregon: The undersigned, your special committee appointed under house concurrent resolution No. 11, would respectfully ask leave to submit the following memorial, and recommend its adoption.

C. H. WOODARD,

S. B. HUSTON,

Committee on the part of the senate.

S. B. ORMSBY,

H. W. LAMSON,

Committee on the part of the house.

MEMORIAL.

To the Congress of the United States: Your memorialist, the legislative assembly of the state of Oregon, would respectfully represent that,—whereas we are firm believers in what is familiarly known as the “Monroe doctrine”; and whereas the building of the Nicaraguan canal would shorten the distance for water transportation between New York and Portland, Oregon, nine thousand miles, thereby saving a great deal of time and expense in the transportation of freight between said points; and whereas the building of said canal would greatly increase the trade and commerce of the United States, especially between its eastern and western seaports; and whereas the building of said canal would cheapen a great many of the necessities of life to the consumers of the West, and would furnish them a better and nearer market for the products of their farms and mines;

Therefore we urgently ask that congress take supervision and control of the building of this canal, giving to it financial assistance; but we would recommend that the assistance so given be given only upon the condition that the United States have and retain control of said canal, and that it have a first lien upon said canal and the proceeds thereof for the money so advanced.

And your memorialist will ever pray.

MINORITY REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

To the Honorable Senate and House of Representatives of the State of Oregon: The undersigned, a minority of your special committee on house concurrent resolution No. 11, to "prepare a joint memorial to congress praying that it take such steps as will secure the early completion of the Nicaragua canal, and its control by the United States," does most respectfully ask leave to submit the following minority report:

To the Congress of the United States: Your memorialist, the legislative assembly of the state of Oregon, would respectfully represent that whereas the building of the Nicaragua canal would shorten the distance for water transportation between New York and Portland, Oregon, nine thousand miles, thereby saving a great deal of time and expense in the transportation of freight between said points; and whereas the building of said canal would cheapen a great many of the necessities of life to the consumers of the West, and would furnish them a better and nearer market for the products of their farms and mines; and whereas the people of France today, and that grand republic itself, are in the throes of revolution and dissolution from the effects of the corruptions and scandals arising from the copartnership of the government with a private corporation in the management of the Panama canal, a warning that speaks to us in thunder tones; and whereas our people should be admonished as well from the experience of this government's connection with the aided railroads, that private corporations cannot safely be trusted to perform their part of any agreement, expressed or implied, where the general government is the other party thereto; therefore, we urgently demand that congress shall build, own, operate, and control the Nicaragua canal, conceding only to the government of Nicaragua, as such, her equitable rights in all things, and that the government of the United States shall yield nothing nor participate to any degree in a partnership with a private corporation.

Respectfully submitted,

J. S. McEWEN,

Of special committee on house concurrent resolution No. 11.

On motion of Mr. Gill, the reports were laid on the table and ordered printed.

By consent of the house, Mr. King introduced the following joint resolution:—

HOUSE JOINT RESOLUTION NO. 10.

Resolved by the House, the Senate concurring, That the following amendment to the constitution of the state of Oregon be and hereby is proposed. That the constitution be amended by adding article XIX. as follows, to wit:

ARTICLE XIX.

Section 1. The necessary use of lands for the construction of reservoirs or storage basins for the purpose of irrigation or for rights of way for the construction of canals, ditches, flumes, or pipes to convey water to the place of use for any useful, beneficial, or necessary purpose, or for drainage, or for drainage of mines or the working thereof, by means of roads, railroads, tramways, cuts, tunnels, shafts, hoisting works, dump, or other necessary means to their complete development or any other use necessary to the complete development of the natural resources of the state, or preservation of the health of its inhabitants, is hereby declared to be a public use and subject to the regulation and control of the state.

Section 2. The right to appropriate the unappropriated waters of any natural stream to beneficial uses shall never be denied.

Section 3. The use of all waters now appropriated for sale, rental, or distribution, also of all waters originally appropriated for private use, but which, after such appropriation, has heretofore been or may hereafter be sold, rented, or distributed, is hereby declared to be a public use and subject to the regulation and control of the state in the manner prescribed by law. But the right to use and appropriate such waters shall be subject to such provisions of law for the taking of private property for public or private use as provided in section 18, article I., of the constitution of the state of Oregon.

Section 4. The right to collect taxes or compensation for the use of water supplied to any county, city, town, or water district, or inhabitants thereof, is a franchise, and cannot be exercised except by authority of and in a manner prescribed by law.

On motion, the joint resolution was referred to the judiciary committee and ordered printed.

House bill No. 304. Mr. Paxton. A bill for an act to amend sections 40, 72, and 168 of an act filed in the office of the secretary of state, February 19, 1891, entitled "An act to incorporate the city of Portland."

House bill No. 304 was read first time and passed to second reading without question.

Mr. Paxton moved that the rules be suspended and house bill No. 304 read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Ford, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Wright of Marion — 48.

Nays — Mr. Baughman — 1.

Absent — Messrs. Brown of Douglas, Buxton, Durham, Elmore, Geer of Clackamas, Gill, Merrill, Merritt, Northup, Wright of Union, and Mr. Speaker — 11.

So the rules were suspended and senate bill No. 304 was read second time by title only.

House bill No. 304 was referred to a special committee consisting of the members of the Multnomah delegation.

House bill No. 305. Mr. Northup. A bill for an act to cure defects in deeds heretofore made to real property in the state of Oregon that are defective in execution or acknowledgment, and to cure defects in judicial sales of real property and sales of lands by executors, administrators, or guardians.

House bill No. 305 was read first time and passed to second reading without question.

House bill No. 306. Mr. Northup. A bill for an act to amend section 3038 of title I. of chapter XXI. of Hill's annotated laws of Oregon, relating to the record of patents, decrees, and deeds affecting lands within this state, and of approved lists of lands.

House bill No. 306 was read first time and passed to second reading without question.

House bill No. 307. Mr. Belknap. A bill for an act to amend an act entitled an act regulating the fees and compensation of the clerks and sheriffs of Crook, Klamath, and Lake counties.

House bill No. 307 was read first time and passed to second reading without question.

House bill No. 308. Mr. Upton. A bill for an act to create the state inspector of horticulture, to define his duties and powers, to appropriate money therefor, and to repeal an act entitled "An act to create a state board of horticulture, and appropriate money therefor," approved February 25, 1889; also an act entitled "An act to amend an act entitled an act to create a state board of horticulture, and appropriate money therefor," approved February 25, 1889, filed in the office of the secretary of state, February 21, 1891.

House bill No. 308 was read first time and passed to second reading without question.

House bill No. 309. Mr. McEwen. A bill for an act to create the office of state auditor, prescribe his powers and duties, manner and time of his election, and to provide for his compensation; to abolish the state board of equalization as now constituted, and impose their powers and duties on the governor, secretary of state, and state auditor; to amend sections 1, 8, 9, and 10, and repeal sections 2, 4, and 5 of an act entitled an act to provide a state board of equalization, to prescribe the manner of its creation and its powers and duties, filed in the office of the secretary of state, February 21, 1891.

House bill No. 309 was read first time and passed to second reading without question.

House bill No. 310. Mr. Geer of Clackamas. A bill for an act entitled an act to tax gifts, legacies, and inheritances.

House bill No. 310 was read first time and passed to second reading without question.

House bill No. 311. Mr. Geer of Clackamas (by request). A bill for an act to amend section 1867 of title 2, chapter VII., of the criminal code of Oregon as compiled by W. Lair Hill.

House bill No. 311 was read first time and passed to second reading without question.

House bill No. 312. Mr. Geer of Clackamas (by request). A bill for an act to prevent disturbances in public places.

House bill No. 312 was read first time and passed to second reading without question.

House bill No. 313. Mr. Geer of Clackamas. A bill for an act entitled an act to amend an act entitled an act for the more effectual prevention of cruelty to animals, approved February 20, 1889.

House bill No. 313 was read first time and passed to second reading without question.

House bill No. 314. Mr. Gowan. A bill for an act to amend section 186 of the codes and general laws of Oregon.

House bill No. 314 was read first time and passed to second reading without question.

House bill 315. Mr. Nickell. A bill for an act providing for the election of road supervisors and the levying and collecting of road taxes for the purpose of constructing and keeping in repair the public county roads in the various counties of the state of Oregon.

House bill No. 315 was read first time and passed to second reading without question.

House bill No. 316. Mr. Hobbs. A bill for an act to incorporate the city of Newberg in Yamhill county, state of Oregon, and to repeal an act entitled an act to incorporate the town of Newberg, in Yamhill county, state of Oregon, and to grant, designate, and define

the powers thereof, filed in the office of the secretary of state February 21, 1889, and all acts or parts of acts in conflict herewith.

Mr. Hobbs moved that the rules be suspended and that house bill No. 316 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Wright of Marion—55.

Nays—None.

Absent—Messrs Buxton, Manley, Paxton, and Wright of Union, and Mr. Speaker—5.

So the rules were suspended and house bill No. 316 was read first time by title only.

Mr. Hobbs moved that the rules be further suspended and that house bill No. 316 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Ford, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, and Wright of Marion—46.

Nays—Messrs. Durham, Cornelius, and Merrill—3.

Absent—Messrs. Buxton, Elmore, Geer of Clackamas, Geer of Marion, King, Manley, Myer, Myers, Wilkinson, Wright of Union, and Mr. Speaker—11.

So the rules were suspended and house bill No. 316 was read second time by title only.

On motion of Mr. Hobbs, the bill was referred to a special committee consisting of the delegation from Yamhill county, with leave to report at any time.

House bill No. 317. Mr. Gill. A bill for an act amending section 343 of an act approved October 19, 1864, entitled an act to provide a code of criminal procedure, and to define crimes and their punishments.

House bill No. 317 was read first time and passed to second reading without question.

House bill 318. Mr. Day. A bill for an act to reimburse certain counties in this state entitled to rebate on account of overpaid taxes.

House bill No. 318 was read first time and passed to second reading without question.

House bill No. 319. Mr. Cooper. A bill for an act to amend section 1 of an act entitled an act to repeal an act entitled an act to amend section 2755 of title 3, of chapter XVII., of the laws of Oregon as compiled and annotated by W. Lair Hill, approved February 25, 1889; and to amend section 2755 of title 3 of chapter XVII., of the laws of Oregon as compiled and annotated by W. Lair Hill, approved February 21, 1891.

House bill No. 319 was read first time and passed to second reading without question.

House bill No. 320. Mr. Russell. A bill for an act supplementary to and amendatory of an act entitled an act to incorporate the town of Elgin in Union county, Oregon, filed in the office of the secretary of state, February 18, 1891.

House bill No. 320 was read first time and passed to second reading without question.

Mr. Russell moved that the rules be suspended and the bill read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Ford, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Jeffreys, Lawton, Layman, Maloney, Mays, Miller, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkinson, and Wright of Marion—37.

Nays—Messrs. Baughman, Cornelius, Durham, Lamson, McEwen, Merrill, Merritt, Myer, Nichols, Upton, and Wilkins—11.

Absent—Messrs. Belknap, Brown of Morrow, Buxton, Elmore, Geer of Clackamas, Geer of Marion, Hobbs, King, Manley, Myers, Wright of Union, and Mr. Speaker—12.

So the motion was lost.

House bill No. 321. Mr. Lawton (by request). A bill for an act to give relief to Mary E. Barlow and Wm. Barlow for interest on money paid by the state of Oregon for school lands, the title of which has failed.

House bill No. 321 was read first time and passed to second reading without question.

House bill No. 322. Mr. Maloney. A bill for an act entitled an act to facilitate recovery in the courts by poor persons in certain cases, and to provide how such persons may avail themselves of the provisions of the various lien acts in the state of Oregon.

House bill No. 322 was read first time and passed to second reading without question.

The speaker resumed the chair.

House bill No. 323. Mr. Manley (by request). A bill for an act to amend sections 1 and 6 of an act approved February 16, 1891, entitled an act to protect salmon and other food fishes in the state of Oregon, and upon all waters upon which this state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon.

House bill No. 323 was read first time and passed to second reading without question.

House bill No. 324. Mr. Chandler (by request). A bill for an act to create the county of Tygh, and to fix the salaries of county judge, treasurer, and stock inspector, and to fix the fees of county clerk and sheriff, and to provide for the collection of taxes and the adjustment of indebtedness with Wasco county, and to provide for the transfer of suits and actions to said county.

Mr. Chandler moved that the rules be suspended and the bill read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Durham, Elmore, Ford, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—50.

Nays—Mr. Baughman—1.

Absent—Messrs. Belknap, Brown of Morrow, Buxton, Duncan, Geer of Clackamas, Geer of Marion, Inman, Sheridan, and Wright of Union—9.

So the rules were suspended and house bill No. 324 was read second time by title only and passed to second reading.

House bill No. 325. Mr. Day. A bill for an act to amend subdivision 3 of section 37 of the school laws of Oregon.

House bill No. 325 was read first time and passed to second reading without question.

House bill No. 326. Mr. Manley (by request). A bill for an act to protect sturgeon during certain months herein named.

House bill No. 326 was read first time and passed to second reading without question.

House bill No. 327. Mr. Wilkins. A bill for an act to define at what time property shall be listed for assessment and taxation, and exempting lost or destroyed property from taxation.

House bill No. 327 was read first time and passed to second reading without question.

House bill No. 328. Mr. Wright of Marion. A bill for an act to prevent and punish the taking, fishing for, and catching of salmon in the Willamette river and its tributaries in this state.

House bill No. 328 was read first time and passed to second reading without question.

Mr. Wright of Marion moved that the rules be suspended and that house bill No. 328 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Chandler, Coon, Cooper, Currin, Day, Elmore, Ford, Geer of Marion, Gill, Gowan, Gullixon, Hobbs, Inman, Lawton, Layman, Manley, Mays, Miller, Myers, Nickell, Russell, Staats, Stone, Toner, Trullinger, Wilkinson, Wright of Marion, and Mr. Speaker—33.

Nays—Messrs. Cornelius, Durham, Goodrich, Houck, Lamson, Maloney, McEwen, Merrill, Merritt, Myer, Nichols, Northup, Upton, Wilkins, and Ormsby—15.

Absent—Messrs. Belknap, Brown of Morrow, Buxton, Campbell, Daly, Duncan, Geer of Clackamas, Jeffreys, King, Paxton, Sheridan, and Wright of Union—12.

So the motion was lost.

House bill No. 329. Mr. Jeffreys. A bill for an act to amend section 1 of an act entitled an act to amend section 3542, chapter XLVI. of the general laws of Oregon, as compiled and annotated by W. Lair Hill.

House bill No. 329 was read first time and passed to second reading without question.

House bill No. 330. Mr. Jeffreys. A bill for an act to amend section 1145 of title VI. of chapter XV. of the general laws of Oregon, as compiled and annotated by W. Lair Hill, relating to the sale of property by executors or administrators.

House bill No. 330 was read first time and passed to second reading without question.

House bill No. 331. Mr. Bishop. A bill for an act authorizing the board of trustees of the Oregon state insane asylum to employ

one or two additional physicians for the treatment of patients confined in the state insane asylum.

House bill No. 331 was read first time and passed to second reading without question.

Mr. Bishop moved that the rules be suspended and that house bill No. 331 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Chandler, Coon, Cooper, Daly, Duncan, Ford, Geer of Marion, Gill, Gowan, Hobbs, Inman, Layman, Manley, Mays, Miller, Myers, Nichols, Nickell, Russell, Staats, Toner, Wright of Marion, Wright of Union, and Mr. Speaker—26.

Nays—Messrs. Baughman, Belknap, Brown of Douglas, Cornelius, Currin, Day, Durham, Elmore, Geer of Clackamas, Gullixson, Houck, Lamson, Lawton, Maloney, McEwen, Merrill, Merritt, Myer, Northup, Ormsby, Stone, Trullinger, Upton, Wilkins, and Wilkinson—25.

Absent—Messrs. Blevins, Brown of Morrow, Buxton, Campbell, Goodrich, Jeffreys, King, Paxton, and Sheridan—9.

So the motion was lost.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 130, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 7, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 27, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 128, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 27, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 62, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 27, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 96, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

On motion of Mr. Layman, the house adjourned according to previous order.

D. C. SHERMAN,
Chief clerk.

FRIDAY, JANUARY 27, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 27, 1893. }

The house met at 9 o'clock A. M. pursuant to adjournment and was called to order by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton, Duncan, Elmore, Lamson, Nickell, and Stone.

Prayer was offered by Rev. Mr. Williams.

On motion of Mr. Wilkins, reading of the journal of January 26th was dispensed with.

House bill No. 134 coming on for second reading, was read second time.

On motion of Mr. Geer of Clackamas, the bill was referred to the committee on agriculture.

House bill No. 135 coming on for second reading, was read second time.

On motion of Mr. Geer of Clackamas, the bill was referred to the committee on judiciary.

House bill No. 136 coming on for second reading, was read second time.

On motion of Mr. Cooper, the bill was referred to the committee on medicine and pharmacy.

House bill No. 137 coming on for second reading, was read second time.

On motion of Mr. Geer of Clackamas, the bill was referred to the committee on corporations.

On motion of Mr. Wilkinson, Hon. E. R. Skipworth was invited to a seat within the bar.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
January 27, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate bills Nos. 32 and 67 are reported as correctly enrolled.

And the same are herewith returned to you for your signature.

O. P. MILLER,
Chief clerk.

House bill No. 138 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on claims.

House bill No. 140 coming on for second reading, was read second time.

On motion of Mr. Ford, the bill was referred to the committee on military affairs.

The speaker announced that he was about to senate bills 32 and 67, and soon thereafter that he had signed the same.

House bill No. 142 coming on for second reading, was read second time.

On motion of Mr. Maloney, the bill was referred to a special committee consisting of the delegation from Yamhill county, with leave to report at any time.

House bill No. 143 coming on for second reading, was read second time.

On motion of Mr. Maloney, the bill was referred to the committee on counties.

House bill No. 144 coming on for second reading, was read second time.

On motion of Mr. Wright of Union, the bill was referred to the committee on agriculture.

House bill No. 145 coming on for second reading, was read second time.

Mr. Upton offered to amend by striking out the words "seven hundred and fifty dollars extra compensation."

On motion of Mr. Ford, the bill and amendment were referred to a special committee consisting of the delegation from the sixth judicial district.

House bill No. 146 coming on for second reading, was read second time.

On motion of Mr. Trullinger, the bill was referred to the committee on fisheries and game.

House bill No. 147 coming on for second reading, was read second time.

On motion of Mr. Miller, the bill was referred to the committee on education.

Mr. Northup moved that when the house might adjourn it be to 2 o'clock P. M. on Monday next.

The ayes and nays were demanded by Messrs. Durham and Merritt.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Brown of Morrow, Campbell, Gill, Gowan, Hobbs, Inman, Manley, Northup, Paxton, Russell, Sheridan, Staats, Toner, and Wright of Union—16.

Nays—Messrs. Baughman, Blevins, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gullixson, Houck, Jeffreys, King, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Nickell, Ormsby, Stone, Trullinger, Upton, Wilkins, Wilkinson, and Wright of Marion—35.

Absent—Messrs. Bishop, Brown of Douglas, Buxton, Daly, Elmore, Lamson, Myer, Myers, and Mr. Speaker—9.

So the motion was lost.

House bill No. 148 coming on for second reading, was read second time.

On motion of Mr. Wilkins, the bill was referred to the committee on salaries and mileage.

House bill No. 149 coming on for second reading, was read second time.

On motion of Mr. Wilkins, the bill was referred to the committee on fisheries and game.

House bill No. 150 coming on for second reading, was read second time.

On motion of Mr. Wilkins, the bill was referred to the committee on railways and transportation.

House bill No. 151 coming on for second reading, was read second time.

On motion of Mr. Gowan, the bill was referred to the committee on judiciary.

Mr. Baughman moved that when the house might adjourn it be to Monday at 2 o'clock P. M.

The motion was lost.

House bill No. 152 coming on for second reading, was read second time.

On motion of Mr. Mays, the bill was referred to the committee on agriculture.

Mr. Geer of Clackamas, by unanimous consent, introduced house concurrent resolution No. 27.

HOUSE CONCURRENT RESOLUTION NO. 27.

Resolved by the House, the Senate concurring, That a committee of three from the house and two from the senate be appointed to draft proper resolutions for adoption by the legislative assembly of Oregon in respect to the memory of the late James G. Blaine and ex-President Rutherford B. Hayes.

On motion of Mr. Geer of Clackamas, the resolution was adopted. Mr. Nickell introduced house resolution No. 34.

HOUSE RESOLUTION NO. 34.

Resolved, That when the house of representatives adjourn that it does adjourn in memory of that eminent statesman, James G. Blaine, until 2 o'clock next Monday afternoon.

Mr. Nickell moved the adoption of the resolution.

The ayes and nays were demanded by Messrs. Durham and Wilkinson.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Duncan, Ford, Geer of Marion, Gill, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Layman, Maloney, Manley, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wright of Union, and Mr. Speaker—40.

Nays—Messrs. Belts, Blevins, Day, Durham, Geer of Clackamas, Lawton, Mays, McEwen, Merrill, Merritt, Upton, Wilkins, Wilkinson, and Wright of Marion—14.

Absent—Messrs. Bishop, Brown of Douglas, Buxton, Elmore, Goodrich, and Lamson—6.

So the resolution was adopted.

Mr. Jeffreys moved to adjourn.

The motion was lost.

Mr. Geer of Marion asked the consent of the house to recall house bill No. 139 from the state printer, and the house ordered the bill recalled.

The special committee, to whom was referred house bill No. 316, having leave to report at any time, offered the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 27, 1893. }

Mr. Speaker:

Your committee consisting of the delegation from Yamhill county, to whom was referred house bill No. 316, beg leave to report that we have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass.

J. W. HOBBS,
H. S. MALONEY,
Committee.

On motion of Mr. Hobbs, the report was adopted, the bill considered engrossed and ordered to third reading.

Mr. King, by unanimous consent, introduced house resolution No. 35.

HOUSE RESOLUTION NO. 35.

Whereas this house learns with regret of the illness of Hon. Geo. W. McBride, secretary of state, therefore be it

Resolved, That the house of representatives tenders to that afflicted state official its sincere sympathy and expresses the hope that he may speedily recover his health.

The resolution was adopted unanimously.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 27, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 15, relating to the deaths of Hon. James G. Blaine, Hon. Rutherford B. Hayes, and Hon. L. Q. C. Lamar.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Northup, the house concurred in senate concurrent resolution No. 15, and adjourned according to previous order to 2 o'clock P. M. Monday, January 30, 1893.

D. C. SHERMAN,
Chief clerk.

MONDAY, JANUARY 30, 1893.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

The house met at 2 o'clock P. M. and was called to order by the speaker.

The roll was called, and all the members were present excepting Messrs. Belknap, Brown of Douglas, Bishop, Durham, and Staats.

The session was opened with prayer by the Rev. Mr. Kellerman.

On motion of Mr. Currin, the reading of the journal of the last session was dispensed with.

Mr. Northup reported Mr. Bishop as ill, and asked that leave of absence be extended to that gentleman until such time as he might be able to resume attendance on the house, and leave was so granted Mr. Bishop.

On motion of Mr. Wright of Marion, the courtesies of the house were extended to Judge Chenoweth, and he was invited to a seat within the bar.

On motion of Mr. Baughman, the chief clerk was instructed to recall senate bill No. 31 from the senate.

House bill No. 306, sixteenth biennial session, being the special order for the hour, Mr. Geer of Marion moved to postpone further consideration to next Monday.

The motion prevailed.

House bill No. 153 coming on for second reading, was read second time.

On motion of Mr. Duncan, the bill was indefinitely postponed.

House bill No. 154 coming on for second reading, was read second time.

On motion of Mr. Gowan, the bill was referred to the committee on judiciary.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 27, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 85, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house

bill No. 24, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 86, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 10, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 133, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 27, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has amended house concurrent resolution No. 27, by including the name of associate justice L. Q. C. Lamar, and adopted the same as amended. The president appointed as such committee on the part of the senate, Senators Hayes and Huston.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Goodrich, the amendment was adopted.

The speaker appointed under house concurrent resolution No. 27, Messrs. Geer of Clackamas, Goodrich, and Nickell.

House bill No. 155 coming on for second reading, was read second time.

On motion of Mr. Gowan, the bill was referred to the committee on salaries and mileage.

House bill No. 156 coming on for second reading, was read second time.

On motion of Mr. Gowan, the bill was referred to the committee on counties, with leave to report at any time.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 4, relative to amending section 10 of article 11 of the constitution of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

SENATE JOINT RESOLUTION NO. 4.

Resolved by the Senate, the House concurring, That the following amendment to the constitution of the state of Oregon be and is

hereby proposed: That section 10 of article XI. of the constitution of the state of Oregon be and the same is hereby abrogated, and in lieu thereof section 10 of article XI. shall be as follows:—

ARTICLE XI.

Section 10. No county, city, town, school district, or other municipal corporation shall be allowed to become indebted in any manner for any purpose to an amount including present existing indebtedness in the aggregate exceeding five per centum on the value of the taxable property therein, to be ascertained by the last assessment for state and county taxes previous to the incurring of such indebtedness.

On motion of Mr. Northup, the resolution was referred to the committee on public morals.

House bill No. 157 coming on for second reading, was read second time.

On motion of Mr. Brown of Morrow, the bill was referred to the committee on judiciary.

House bill No. 158 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on counties.

House bill No. 159 coming on for second reading, was read second time.

On motion of Mr. Layman, the bill was referred to the committee on agriculture.

House bill No. 160 coming on for second reading, was read second time.

Mr. Day offered the following amendment:

Add after section 100: "Inasmuch as a city election is to be held in said city of Grants Pass on the first Monday in May, 1893, this act shall take effect and be in force on and after its approval by the governor."

On motion of Mr. Day, the amendment was adopted.

On motion of Mr. Butler, the bill was ordered engrossed and passed to third reading.

House bill No. 161 coming on for second reading, was read second time.

On motion of Mr. Myers, the bill was referred to the committee on fisheries and game.

House bill No. 162 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on labor.

The following communication from the secretary of state was read:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }
SALEM, Oregon, }
January 28, 1893. }

To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon—GENTLEMEN: I beg leave to say that house joint resolution No. 5 was forwarded to our representatives in congress as therein directed, and the enclosed reply has been received.

I have the honor to be, very respectfully, your obedient servant.
GEO. W. McBRIDE,
Secretary of State.

COMMUNICATION.

WASHINGTON, D. C., January 27, 1893.

Hon. Geo. W. McBride: Your telegram of yesterday was duly received. Cascade locks contract received by department Saturday, 21st; examined Monday, 23d; approved Tuesday, 24th; transmitted to Major Handbury on the 25th, and Handbury notified that day by telegraph of the approval. Matter received prompt attention here. Handbury will turn over plant without delay.

J. N. DOLPH.

The following communication from the secretary of state was read:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }
SALEM, Oregon, }
January 30, 1893. }

To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon—GENTLEMEN: I have the honor herewith to return to the house of representatives house bill No. 174 of the sixteenth biennial session of the legislative assembly, which was filed in this office February 21, 1891, together with the objections of the governor thereto.

I have the honor to be, very respectfully, your obedient servant.
GEO. W. McBRIDE,
Secretary of State.

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }
SALEM, Oregon, }
February 21, 1891. }

To the Honorable the House of Representatives of the State of Oregon :
I herewith return house bill No. 174 with my disapproval. This is a duplicate of senate bill No. 102, which has already been enacted at this session. I veto the bill.

SYLVESTER PENNOYER,
Governor.

On motion of Mr. Paxton, the message and bill were laid on the table.

House bill No. 163 coming on for second reading, was read second time.

On motion of Mr. Ford, the bill was referred to the committee on public morals.

House bill No. 164 coming on for second reading, was read second time.

On motion of Mr. Ford, the bill was referred to the committee on agriculture.

House bill No. 165 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on education.

House bill No. 166 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on corporations.

House bill No. 167 coming on for second reading, was read second time.

On motion of Mr. Wright of Marion, the bill was referred to the committee on printing.

House bill No. 168 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on agriculture.

House bill No. 169 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to a special committee consisting of the members from Coos and Curry, with leave to report at any time.

House bill No. 170 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on assessment and taxation.

House bill No. 171 coming on for second reading, was read second time.

On motion of Mr. Ford, the bill was referred to the committee on labor.

House bill No. 172 coming on for second reading, was read second time.

On motion of Mr. Ford, the bill was referred to the committee on judiciary.

House bill No. 174 coming on for second reading, was read second time.

On motion of Mr. Gill, the bill was referred to the committee on education.

House bill No. 175 coming on for second reading, was read second time.

On motion of Mr. Cornelius, the bill was referred to the committee on elections.

House bill No. 176 coming on for second reading, was read second time.

On motion of Mr. Stone, the bill was referred to a special committee consisting of the members from Umatilla, with leave to report at any time.

House bill No. 177 coming on for second reading, was read second time.

On motion of Mr. Cooper, the bill was referred to the committee on judiciary.

House bill No. 178 coming on for second reading, was read second time.

On motion of Mr. Coon, the bill was referred to the committee on counties.

Senate bill No. 139 coming on for second reading, was read second time.

On motion of Mr. Layman, the bill was referred to the committee on corporations.

Mr. Paxton was called to the chair.

Senate bill No. 179 coming on for second reading, was read second time.

On motion of Mr. Gullixson, the bill was referred to the committee on judiciary.

Senate bill No. 180 coming on for second reading, was read second time.

On motion of Mr. Wright of Marion, the bill was referred to the committee on fisheries and game.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate herewith returns to you, by your request, senate bill No. 31.

O. P. MILLER,
Chief clerk.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 235, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house concurrent resolution No. 9, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in the adoption of house joint resolution No. 1, relating

to the amending of section 31 of article I. of the constitution of the state of Oregon.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 181 coming on for second reading, was read second time.

On motion of Mr. Cornelius, the bill was referred to the committee on roads and highways.

House bill No. 182 coming on for second reading, was read second time.

On motion of Mr. Cornelius, the bill was referred to the committee on roads and highways.

House bill No. 183 coming on for second reading, was read second time.

On motion of Mr. Cornelius, the bill was referred to the committee on assessment and taxation.

House bill No. 184 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on agriculture.

House bill No. 185 coming on for second reading, was read second time.

On motion of Mr. Belts, the bill was referred to the committee on judiciary.

House bill No. 186 coming on for second reading, was read second time.

On motion of Mr. Belts, the bill was referred to the committee on agriculture.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in the adoption of house joint resolution No. 2, relative to the repealing of section 35 of article I. of the constitution of the state of Oregon.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 27,—a bill for an act providing for the filling of vacancies in the board of water commissioners of Dalles City.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 121, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 8, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 44, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 93, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

House bill No. 187 coming on for second reading, was read second time.

On motion of Mr. Merrill, the bill was considered engrossed and passed to third reading.

House bill No. 188 coming on for second reading, was read second time.

On motion of Mr. Belts, the bill was referred to the committee on agriculture.

House bill No. 189 coming on for second reading, was read second time.

On motion of Mr. Maloney, the bill was referred to the committee on fisheries and game.

House bill No. 190 coming on for second reading, was read second time.

On motion of Mr. Gullixson, the bill was referred to the committee on assessment and taxation.

House bill No. 191 coming on for second reading, was read second time.

On motion of Mr. Wright of Marion, the bill was referred to the committee on judiciary.

House bill No. 192 coming on for second reading, was read second time.

On motion of Mr. Day, the bill was referred to the committee on assessment and taxation.

House bill No. 193 coming on for second reading, was read second time.

On motion of Mr. Inman, the bill was referred to the committee on elections.

House bill No. 194 coming on for second reading, was read second time.

On motion of Mr. Jeffreys, the bill was referred to the committee on education.

House bill No. 195 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on education.

On motion of Mr. Merritt, all the standing committees of the house were required by the speaker to report at 10 o'clock A. M. next Thursday, any and all bills referred to them before adjournment on Friday, January 27, 1893.

House bill No. 52 coming on for third reading, was read third time.

On motion of Mr. Nickell, the bill was indefinitely postponed.

House bill No. 233 coming on for third reading, was read third time.

Mr. Upton moved to recommit the bill to the committee on military affairs.

Mr. Northup raised a point of order and was sustained by the speaker.

Mr. Upton moved to indefinitely postpone further consideration of the bill.

The ayes and nays were demanded by Messrs. Upton and McEwen.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Blevins, Buxton, Currin, Day, Elmore, Houck, McEwen, Miller, Myer, Sheridan, Staats, Stone, and Upton—13.

Nays—Messrs. Baughman, Belts, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Duncan, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Toner, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—40.

Absent—Messrs. Belknap, Bishop, Brown of Morrow, Daly, Durham, King, and Wilkinson—7.

So the motion to indefinitely postpone was lost.

The speaker resumed the chair.

Mr. Upton moved to recommit the bill for amendment.

The motion was lost.

Mr. Wright of Marion moved the previous question.

The motion prevailed.

Mr. Gullixson moved a call of the house, and the clerk called the roll.

Those present were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Absent—Messrs. Daly, Durham, King, Myers, and Wilkinson—5.

Absent on leave—Mr. Bishop—1.

The sergeant-at-arms soon appeared with a portion of the missing members, and on motion of Mr. Miller, further proceedings under the call of the house was dispensed with.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Brown of Douglas, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Duncan, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—39.

Nays—Messrs. Baughman, Blevins, Brown of Morrow, Currin, Day, Elmore, Houck, Lamson, McEwen, Miller, Myer, Sheridan, Staats, Stone, Toner, and Upton—16.

Absent—Messrs. Bishop, Daly, Durham, King, and Wilkinson—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign house concur-

rent resolution No. 9, and soon thereafter that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 45.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 37,—a bill for an act to amend section 711, Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 37 was read first time and passed to second reading without question.

House bill No. 3 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Bishop and Durham—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 283 coming on for third reading, was read third time.

Mr. Upton moved to recommit the bill for amendment.

The motion was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Duncan, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, King, Lamson, Layman, Manley, Mays, Merrill, Merritt, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Toner, Trullinger, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—44.

Nays—Messrs. Cooper, Day, Ford, Geer of Clackamas, Houck, Lawton, Maloney, McEwen, Miller, Upton, and Wilkins—11.

Absent—Messrs. Bishop, Durham, Myers, Russell, and Stone—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 42,—a bill for an act entitled an act to amend section 2465, Hill's annotated laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 42 was read first time and passed to second reading without question.

House bill No. 115 coming on for third reading, was read third time.

Mr. Geer of Clackamas moved to recommit the bill for amendment.

The motion was lost.

Mr. Upton moved to recommit the bill for amendment.

The motion was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, King, Lawton, Layman, Manley, Mays, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—47.

Nays—Messrs. Buxton, Cornelius, Hobbs, Lamson, Maloney, McEwen, Merrill, Merritt, Sheridan, and Upton—10.

Absent—Messrs. Bishop, Jeffreys, and Durham—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house joint resolution No. 1, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house joint resolution No. 2, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

The speaker announced that he was about to sign house bill No. 235 and house joint resolutions Nos. 1 and 2, and soon thereafter announced that he had signed the same.

House bill No. 58 was read third time.

Mr. Ford moved that the bill be indefinitely postponed.

Lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Brown of Morrow, Chandler, Coon, Cooper, Duncan, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Manley, Mays, Merrill, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Stone, Toner, Wright of Marion, Wright of Union, and Mr. Speaker—30.

Nays—Messrs. Baughman, Blevins, Buxton, Campbell, Currin, Day, Elmore, Ford, Inman, Lamson, Lawton, Layman, Maloney, McEwen, Miller, Myer, Sheridan, Staats, Trullinger, Upton, Wilkins, and Wilkinson—22.

Absent—Messrs. Bishop, Brown of Douglas, Cornelius, Daly, Durham, Jeffreys, King, and Paxton—8.

So the bill failed to pass.

On motion of Mr. Duncan, the house adjourned.

D. C. SHERMAN,
Chief clerk.

TUESDAY, JANUARY 31, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

The house was called to order at 10 o'clock A. M. by the speaker.

The roll was called, and all the members were present excepting Messrs. Bishop, Ford, Hobbs, Northup, and Upton.

The session was opened with prayer by the Rev. Mr. Lund.

On motion of Mr. Nickell, the reading of the journal of January 30th was dispensed with.

Mr. Trullinger moved to reconsider the vote by which house bill No. 58 was defeated.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—52.

Nays—Messrs. Elmore, Maloney, and Myer—3.

Absent—Messrs. Bishop, Brown of Morrow, Ford, Gill, and Miller—5.

So the motion prevailed.

On motion of Mr. Coon, the bill was recommitted to the committee on agriculture for amendment.

House bill No. 57 coming on for third reading, was read third time.

On motion of Mr. Nickell, the bill was recommitted to the committee on agriculture for amendment.

Mr. Baughman moved to reconsider the vote by which senate bill No. 31 was passed.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Bishop, Brown of Morrow, Ford, and Myers—4.

So the motion prevailed.

On motion of Mr. Baughman, the bill was referred to a select committee consisting of the members from Lane county, with leave to report at any time.

Mr. Baughman, chairman of the special committee, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your special committee, consisting of the members from Lane

county, to whom was referred senate bill No. 31, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In line 2, section 41, chapter VII., strike out the words "three thousand dollars" and insert "five hundred dollars."

AMENDMENT.

Amend section 50 of article XLV. as follows: "To borrow money on the faith of the town or to loan the credit thereof, or both, not to exceed in the aggregate the sum of five hundred dollars, except as in this act otherwise specially provided.

AMENDMENT.

Add to section 128: "But the bonds issued under the provisions of sections 121, 127, and 128 of this act shall not in any case exceed in the total sum of either class, or in the aggregate sum of all classes, the sum of ten per cent of the total taxable value of property in said town as shown by the last assessment last preceding the issue thereof, and no bid for such bonds, or any part of the same, shall be accepted that is less advantageous to the town than par for an eight per cent bond.

D. C. BAUGHMAN,
Chairman.

On motion of Mr. Wilkinson, the report and amendments were adopted.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Bishop, Ford, Russell, and Wright of Union—4.
So the bill passed.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 60, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 125, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 74, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 31, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 80, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 31, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 64, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 31, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 95, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

House bill No. 100 coming on for third reading, was read third time.

Mr. Jeffreys moved that the bill be made the special order of business for Monday next at 2:30 P. M.

The motion was lost.

Mr. Miller moved to make the bill the special order for Wednesday at 7:30 P. M.

The motion was withdrawn.

Mr. Cooper moved that the bill be recommitted to the committee on roads and highways for amendment, with leave to report at any time.

The motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 16, for a joint committee to investigate the books and accounts of the state board of agriculture.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Wright of Marion, the resolution was concurred in by the house.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 69,—a bill for an act to amend an act entitled an act to reincorporate the town of Marshfield, Coos county, Oregon, and to repeal an act entitled an act to incorporate the town of Marshfield, approved October 24, 1874; and an act entitled an act to amend an act to incorporate Marshfield, approved October 14, 1876; also an act entitled an act supplemental to an act entitled an act to incorporate the town of Marshfield, approved October 24, 1874, approved October 26, 1880; also an act entitled an act to amend an act to incorporate the town of Marshfield, approved October 24, 1879, approved February 15, 1887, which said act was passed by the senate February 14, 1889, and by the house February 20, 1889, which last amendatory act was passed by the legislative assembly of the state of Oregon on the day of February, 1891, and filed in the office of the secretary of state February 18, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 69 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 56,—a bill for an act to amend section 18 of an act entitled an act to incorporate the town of Fossil, in Gilliam county, Oregon, as filed in the office of secretary of state, February 18, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 56 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893.

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill 101,—a bill for an act to amend sections 2625 and 2626 of title IV., Hill's Code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 101 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has

passed senate bill No. 28,—a bill for an act to incorporate the town of Condon, in Gilliam county, Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 28 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 17,—providing that the joint committee appointed under senate concurrent resolution No. 7 be authorized to call witnesses and take testimony affecting the management of the Oregon insane asylum.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Ormsby, the house concurred in the resolution.

On motion of Mr. Merritt, house bill No. 98 was recommitted to the committee on railways and transportation.

House bill No. 59 coming on for third reading, was read third time.

Mr. Baughman moved that the bill be postponed to February 15th at 2 P. M.

The motion was lost.

On motion of Mr. Sheridan, the bill was laid on the table.

House bill No. 129 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Russell,

Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—52.

Nays—Messrs. Cornelius, Durham, and Layman—3.

Absent—Messrs. Bishop, Gowan, Myer, Paxton, and Wright of Union—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 82 coming on for third reading, was read third time.

Mr. Durham moved that the bill be indefinitely postponed.

Messrs. Wilkins and Cooper demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Brown of Morrow, Buxton, Campbell, Coon, Cornelius, Durham, Elmore, Geer of Clackamas, Gill, Goodrich, Gullixson, Hobbs, Jeffreys, Lamson, Maloney, Manley, Merritt, Myers, Nickell, Paxton, and Wright of Union—21.

Nays—Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Chandler, Cooper, Currin, Day, Duncan, Ford, Geer of Marion, Houck, King, Lawton, Layman, Mays, McEwen, Merrill, Miller, Myer, Nichols, Northup, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—34.

Absent—Messrs. Bishop, Daly, Gowan, Inman, and Russell—5.

So the motion was lost.

Mr. Upton moved to recommit the bill to the committee on agriculture for amendment.

The motion was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Ford, Inman, King, Lawton, Layman, Mays, McEwen, Miller, Myer, Nickell, Northup, Staats, Stone, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—30.

Nays—Messrs. Brown of Morrow, Buxton, Cornelius, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Houck, Jeffreys, Lamson, Maloney, Manley, Merrill, Merritt, Myers, Nichols, Ormsby, Paxton, Russell, Sheridan, Toner, Trullinger, and Wright of Union—28.

Absent—Messrs. Bishop and Gowan—2.

So the bill failed to pass.

The chair announced as a committee under senate concurrent resolution No. 16, Messrs. Geer of Marion, Goodrich, and Maloney.

House bill No. 99 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Bishop, Lamson, and Wright of Union—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 92 coming on for third reading, was read third time.

Mr. Ford moved to recommit the bill to the committee on agriculture for amendment as follows: "That all the counties east of the Cascade mountains are exempt from the provisions of this act."

The motion prevailed, and the bill was recommitted to the committee on agriculture, with leave to report at any time.

On motion of Mr. Brown of Douglas, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

The house was called to order by the speaker at 2 P. M.

The roll was called, and all the members responded excepting Messrs. Bishop and Upton.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house joint resolutions Nos. 1 and 2, house concurrent resolution No. 9, and house bill No. 235.

And the same are herewith transmitted to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in house amendments to senate bill No. 31.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate joint resolution No. 13 has been reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign senate joint resolution No. 3, and soon thereafter announced that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has

passed senate bill No. 15,—a bill for an act to prevent a person from trespassing upon any enclosed premises or land not his own, being armed with a gun, pistol, or other firearm, etc.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 15 was read first time and passed to second reading without question.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 14, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Sheridan asked consent of the house to introduce a bill.

Objections being entered by Mr. Northup, consent was not granted.

On motion of Mr. Sheridan, Hon. G. W. Riddle was invited to a seat within the bar.

On motion of Mr. Hobbs, the courtesies of the house were extended to Judge Catlin.

House bill No. 126 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Bishop, Paxton, and Upton—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 27, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 45, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

House bill No. 120 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—53.

Nays—Messrs. Daly and Merritt—2.

Absent—Messrs. Bishop, Inman, Jeffreys, Paxton, and Russell—5.
So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign house bills Nos. 14, 45, and 27, and soon thereafter announced that he had signed the same.

House bill No. 72 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Campbell, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—51.

Nays—Messrs. Buxton, Chandler, Gill, Houck, Merritt, Northup, and Sheridan—7.

Absent—Messrs. Bishop and Brown of Morrow—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker:

Your committee on roads and highways, to whom was referred house bill No. 100, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

After the word "rock" in line 6 of section 19, insert the following: "Whereas such gravel or rock can be obtained within reasonable distance of such road; and provided further, that any person

owing road poll tax and is poor may make affidavit to that fact, and that he cannot raise the money without inconvenience or sacrifice, shall be allowed to work the same out at \$1.75 per day."

AMENDMENT.

After section 24 insert the following:

Section 25. It shall be the duty of the road supervisors in all the road districts of this state to make a quarterly report to the county court of their respective counties at the following times: On the first Monday of January, April, July, and October of each year. Such report shall state the following matters and things:

1. The number of days' labor performed on the roads of the district, and for what purpose.

2. The amount of money expended, and for what purpose.

3. The condition of the roads and bridges in the district, and the repairs and other work done during the quarter for which the report is made.

4. The work and repairs needed and proposed to be made by him on the roads and bridges of his district during the next ensuing quarter.

5. The number of days actually spent by the road supervisor in superintending the road work of his district.

6. The number of days' work done by each person in working out his road poll tax in his district.

7. The amount of money collected by him, as hereinafter provided, from persons who fail to work out their road poll tax; and in such report he shall give the names of all persons who work out their road poll tax or pay the same in money.

Section 9. The road supervisors shall be under the supervision of the county court of their respective counties in all things relating to the constructing and repairing of roads and bridges in their respective road districts; and no contract let by any road supervisor shall be valid or of any effect until the same and the bonds provided for in section 5 of this act shall have been approved by the county court of the county in which such work is to be done; and if such contract and bond shall be approved by the county court, then the work shall proceed to completion under such contract, and when the same is completed in accordance therewith, and that fact is reported to the county court of the county in which the work is done by the road supervisor, then said court shall cause the clerk of the county to draw a warrant on the treasurer of the county for the contract price of such work and in favor of the person entitled, and upon presentation of such warrant to the treasurer he shall pay

the same out of the road fund of the district applicable to the payment of road labor in such road district; and whenever the treasurer pays any warrant drawn against the road fund of any road district in his county he shall take duplicate receipts therefor, one of which he shall forthwith file with the clerk of his county.

Section 10. All reports required to be made under the provisions of this act by any road supervisor shall be in writing, and shall be subscribed and sworn to by such supervisor to the effect that the same is true; and any road supervisor willfully making any false report to the county court of his county in regard to any matter which he is required by the provisions of this act to report to such court, shall be deemed guilty of perjury, and upon conviction thereof shall be imprisoned in the penitentiary of the state not less than six months nor more than three years, or be fined not less than two hundred and fifty dollars nor more than one thousand dollars; and all such fines shall be paid into the road fund of the district of the road supervisor paying such fine.

And that the remaining numbers—the sections of the bill—be changed to correspond with their changed relation.

P. COOPER,

Chairman.

On motion of Mr. Cooper, the report and amendments were adopted, the bill ordered engrossed and to third reading.

Senate bill No. 79 coming on for third reading, was read third time.

On motion of Mr. Northup, the bill was recommitted to the committee on printing for amendment.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 160, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 51,—a bill for an act entitled an act to amend sections 4061 and 4085, title 1, chapter LXXVI., Hill's code.

And the same is herewith returned to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 51 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 23, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 8, relating to the annexation of the Hawaiian islands by the United States.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Ormsby moved that the house concur in the adoption of the joint resolution.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—48.

Nays—Messrs. Belts, Daly, Day, King, Lamson, Upton, Wilkinson, and Brown of Morrow—8.

Absent—Messrs. Bishop, Duncan, Myers, and Russell—4.

So the resolution was adopted.

House bill No. 130 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—59.

Nays—None.

Absent—Mr. Bishop—1.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 7 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Layman, Malouey, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Bishop, Lamson, and Lawton—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 128 coming on for third reading, was read third time.

By consent of the house the clerk was instructed to correct the bill by substituting the word "unappropriated" for the word "appropriated," and the clerk made the desired change.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevens, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Lawton and Miller—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 26,—a bill for an act to incorporate the town of Florence, Lane county, state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 26 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 83,—a bill for an act to amend an act entitled an act to amend an act entitled an act to incorporate the city of Eugene, and to repeal all acts and parts of acts in conflict herewith, approved February 20, 1889; and to incorporate the city of Eugene,

define its powers, and to repeal all acts and parts of acts in conflict herewith, filed in the office of the secretary of state, February 18, 1891; and to incorporate the city of Eugene, define its powers, and to repeal all acts and parts of acts in conflict herewith.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Merritt moved that the rules be suspended and that senate bill No. 83 be read first time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Absent—Messrs. Brown of Douglas, Gill, Myers, and Russell—4.

So the rules were suspended and senate bill No. 83 was read first time by title only and passed to second reading without question.

Mr. Wilkins moved that the rules be further suspended and senate bill No. 83 read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Maloney, Manley, Mays, McEwen, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—45.

Nays—Messrs. Cornelius, Durham, Lamson, Lawton, Layman, Merrill, Merritt, and Myer—8.

Absent—Messrs. Geer of Marion, Gill, Jeffreys, King, Paxton, Russell, and Wright of Union—7.

So the rules were suspended and senate bill No. 83 was read second time by title only.

On motion of Mr. Wilkinson, the bill was referred to the committee on corporations.

House bill No. 62 coming on for third reading, was read third time.

Mr. Brown of Douglas asked the consent of the house to have the clerk insert after the word "has," the words "complied with the provisions of section 1 of this act."

The clerk made the corrections.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—51.

Nays—Messrs. Lamson and Myer—2.

Absent—Messrs. Bishop, Daly, Inman, King, Mays, Miller, and Upton—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Ford, a petition relative to fencing along the lines of railways was recalled from the committee on railways and transportation, and referred to the committee on agriculture.

House bill No. 96 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Daly, King, Miller, Sheridan, and Wright of Union—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 34,—a bill for an act to provide for the commitment of persons incapable of self-control from the excessive use of narcotic drugs to the insane asylum.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 34 was read first time and passed to second reading without question.

House bill No. 316 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Blevins, Currin, Elmore, Goodrich, King, Myers, Nichols, and Sheridan—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Geer of Marion was called upon to take the chair.

House bill No. 85 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were: •

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of

Clackamas, Geer of Marion, Gill, Gowan, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Myer, Myers, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—50.

Nays—Messrs. McEwen and Upton—2.

Absent—Messrs. Blevins, Goodrich, Gullixson, King, Miller, Nichols, Russell, and Mr. Speaker—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 24 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—51.

Nays—None.

Absent—Messrs. Blevins, Currin, Ford, King, Miller, Nichols, Paxton, Goodrich, and Mr. Speaker—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 86 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—56.

Nays—Mr. Miller—1.

Absent—Messrs. Bishop, King, and Mr. Speaker—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker resumed the chair.

House bill No. 10 coming on for third reading, was read third time.

Mr. Myers moved that the bill be recommitted to the committee on fisheries and game for amendment.

Messrs. Merritt, Upton, and McEwen demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Duncan, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Maloney, Manley, Mays, Merrill, Miller, Myer, Myers, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Wilkins, Wright of Union, and Mr. Speaker—35.

Nays—Messrs. Baughman, Belknap, Bishop, Blevins, Currin, Daly, Day, Durham, Elmore, Geer of Clackamas, Houck, Lamson, Lawton, Layman, McEwen, Merritt, Nichols, Nickell, Northup, Sheridan, Staats, Upton, Wilkinson, and Wright of Union—24.

Absent—Mr. King—1.

So the bill was recommitted to the committee on fisheries and game.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate herewith returns to you house bill No. 82.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bill No. 14.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 115.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bills Nos. 27 and 45.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 104,—a bill for an act to distribute among the several counties within the state of Oregon, all the money now in the office of the state treasurer derived from the five per centum of the sales of the public lands, and all money now due the state of Oregon under the act of congress, approved March 2, 1891, repaying to the state the direct tax collected by act of congress, approved August 5, 1861, for the purpose of building and improving roads.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 104 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 62,—a bill for an act to create the office of recorder of conveyances in the county of Polk, and to define the duties thereof.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 62 was read first time and passed to second reading without question.

On motion of Mr. Geer of Clackamas, it was ordered that when the house might adjourn it be to 9 o'clock A. M. Wednesday.

Mr. Upton gave notice that on tomorrow he would introduce bills as follows: house bill No. —, a bill for an act for relief of laborers entitled to liens; house bill No. —, a bill for an act to put silver money on an equality with gold; house bill No. —, a bill for an act to provide for reprinting certain session laws.

Mr. Sheridan gave notice that on tomorrow he would introduce a bill for an act to create and aid Southern Oregon agricultural societies, and define their duties and appropriate money therefor.

Mr. Baughman gave notice that on tomorrow he would introduce a bill for the relief of James H. Sharp.

Mr. Nickell gave notice that on tomorrow he would introduce a bill for an act to legalize the boundaries of school districts of Jackson county, Oregon.

Mr. Maloney gave notice that on tomorrow or some subsequent day he would introduce a bill for an act to amend sections 8, 15, and 17 of an act to incorporate the town of North Yamhill, in Yamhill county, Oregon.

House bill No. 133 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs,

Houck, Inman, Jeffreys, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr Speaker—55.

Nays—None.

Absent—Messrs. Brown of Douglas, King, Lamson, Myers, and Trullinger—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 206 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elnore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Nays—Mr. Wilkins—1.

Absent—Messrs. Belknap, Merritt, and Myers—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted house concurrent resolution No. 15 after amending the same to read as follows:

AMENDMENT.

After the words "house of representatives," insert the words, "*provided*, that it shall be the province and duty of said joint committee to examine into the present condition of the capitol build-

ing; into the manner in which late additions and improvements have been contracted for and executed; upon the policy or impolicy of further additions at this time, and submit suggestions for the improvement of the acoustics of the hall of representatives, and report to the two houses at this session."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Ormsby, the house concurred in the adoption of the resolution as amended.

On motion of Mr. Gill, the house adjourned according to previous order.

D. C. SHERMAN,
Chief clerk.

WEDNESDAY, FEBRUARY 1, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

The house met at 9 o'clock A. M. pursuant to adjournment and was called to order by the speaker.

The roll was called and all members were present excepting Messrs. Daly, Duncan, Gowan, Hobbs, Merrill, and Wright of Union.

On motion of Mr. Geer of Clackamas, the reading of the journal of January 31st was dispensed with.

Mr. Merritt gave notice that on tomorrow he would introduce a bill to amend the charter of the town of Medford, Oregon.

By unanimous consent of the house, Messrs. Jeffreys, Wilkins, Coon, Geer of Marion, Sheridan, and Manley were granted permission to introduce bills.

Mr. Paxton introduced house resolution No. 36.

HOUSE RESOLUTION NO. 36.

Resolved, That the daily hours of meeting and adjournment of this house shall be as follows: Meet at 9:30 o'clock A. M.; adjourn at 12 o'clock noon; convene at 1:30 o'clock P. M.; adjourn at 5 o'clock P. M.; *provided*, that nothing in this resolution shall prevent the house from adjourning at any time.

Mr. Northup moved to amend the resolution by making it read "2 o'clock P. M." instead of "1 o'clock P. M."

The motion was lost.

On motion of Mr. Paxton, the resolution was adopted.

House bill No. 332. Mr. Sheridan. A bill for an act to aid Southern Oregon district agricultural societies, and to define their duties, and appropriate money therefor.

House bill No. 332 was read first time and passed to second reading without question.

House bill No. 333. Mr. Maloney. A bill for an act to amend sections 5, 7, 8, 15, and 17 of an act entitled an act to incorporate the town of North Yamhill, Yamhill county, Oregon.

House bill No. 333 was read first time and passed to second reading without question.

House bill No. 334. Mr. Baughman. A bill for an act for the relief of James H. Sharp.

House bill No. 334 was read first time and passed to second reading without question.

House bill 335. Mr. Nickell. A bill for an act to legalize school district boundaries in Jackson county, Oregon, heretofore established by the county commissioners' court of said county.

House bill No. 335 was read first time and passed to second reading without question.

House bill No. 336. Mr. Upton. A bill for an act to repeal an act approved October 13, 1864, commonly known as the specific contract law, and to prescribe the mode of payment of all obligations of debt hereafter contracted to be paid in money.

House bill No. 336 was read first time and passed to second reading without question.

House bill No. 337. Mr. Upton. A bill for an act to provide for the publication of certain session acts of the state of Oregon.

House bill No. 337 was read first time and passed to second reading without question.

House bill No. 338. Mr. Upton. A bill for an act to enable persons to avail themselves of the provisions of the various laborers' lien laws of the state without advancing fees and charges, or giving bonds therefor.

House bill No. 338 was read first time and passed to second reading without question.

House bill No. 339. Mr. Wilkins. A bill for an act to prescribe a salary for the county clerk and sheriff of Lane county, Oregon, and to divert the fees now received by them into the county treasury of Lane county.

House bill No. 339 was read first time and passed to second reading without question.

House bill No. 340. Mr. Jeffreys. A bill for an act to amend sections 30 and 37, chapter V., section 94, chapter X., section 155, chapter XIII., and section 177, chapter XIV., of an act entitled an act to incorporate the city of Corvallis, and define its powers and liabilities in Benton county, Oregon, and to repeal certain acts therein specified, filed in the office of the secretary of state February 18, 1891.

House bill No. 340 was read first time and passed to second reading without question.

Mr. Jeffreys moved that the rules be suspended and that house bill No. 340 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Currin, Day, Duncan, Ford, Geer of Marion, Gill, Gowan, Inman, Jeffreys, King, Layman, Manley, Mays, Miller, Myer, Myers, Nichols, Nickell, Paxton, Russell, Sheridan, Staats, Stone, Toner, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—42.

Nays—Messrs Cornelius, Durham, Elmore, Geer of Clackamas, Hobbs, Lamson, Lawton, Maloney, McEwen, Merrill, Merritt, and Trullinger—12.

Absent—Messrs. Daly, Goodrich, Houck, Gullixson, Northup, and Ormsby—6.

So the rules were suspended and house bill No. 340 was read second time by title only.

On motion of Mr. Jeffreys, the bill was considered engrossed and passed to third reading.

House bill No. 341. Mr. Coon. A bill for an act to authorize and empower the governor, secretary of state, and state treasurer of the state of Oregon, and their successors in office, for, on and in the name and behalf of the state of Oregon, to build, construct, operate, and maintain a portage railway between the highest and lowest points of the navigable waters of Columbia river, between The Dalles and Celilo, in Oregon, and to build and construct all necessary switches and approaches thereto, and to equip, run, operate, and perpetually maintain the same, and to sue for and condemn private property for all necessary purposes in any way connected therewith, and to charge and collect freights and fares thereon, and to appropriate money therefor.

House bill No. 341 was read first time and passed to second reading without question.

House bill No. 342. Mr. Sheridan. A bill for an act to incorporate the city of Roseburg, Douglas county, Oregon.

House bill No. 342 was read first time and passed to second reading without question.

Mr. Sheridan moved that the rules be suspended and that house bill No. 342 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Duncan, Durham, Ford, Gill, Gowan, Gullixson, Jeffreys, King, Manley, Mays, McEwen, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—44.

Nays—Messrs. Day, Elmore, Geer of Clackamas, Inman, Lampson, Lawton, Layman, and Maloney—8.

Absent—Messrs. Belknap, Bishop, Geer of Marion, Goodrich, Hobbs, Houck, Merrill, and Russell—8.

So the rules were suspended and house bill No. 342 was read second time by title only.

On motion of Mr. Sheridan, the bill was considered engrossed and passed to third reading.

House bill No. 343. Mr. Manley. A bill for an act to secure a more convenient mode of making assessments and collecting and paying taxes.

House bill No. 343 was read first time and passed to second reading without question.

Mr. Manley moved that the rules be suspended and that house bill No. 343 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Marion, Goodrich, Gowan, Gullixson, Inman, Lawton, Layman, Manley, Mays, Miller, Myer, Myers, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—42.

Nays—Messrs. Elmore, Geer of Clackamas, Lamson, Maloney, McEwen, Merritt, Nichols, and Upton—8.

Absent—Messrs. Bishop, Brown of Douglas, Gill, Hobbs, Houck, Jeffreys, King, Merrill, Russell, and Wright of Union—10.

So the rules were suspended and house bill No. 343 was read second time by title only.

On motion of Mr. Manley, the bill was referred to the committee on assessment and taxation.

House bill No. 344. Mr. Geer of Marion. To require the fencing of railroads within Marion county.

House bill No. 344 was read first time and passed to second reading without question.

Mr. Geer of Marion moved that the rules be suspended and that house bill No. 344 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevens, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Ford, Geer of Marion, Gowan, Gullixson, Houck, Inman, Jeffreys, Layman, Mays, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—44.

Nays—Messrs. Cornelius, Durham, Geer of Clackamas, Goodrich, Lawton, Maloney, McEwen, Merritt, and Mr. Speaker—9.

Absent—Messrs. Elmore, Gill, Hobbs, King, Lamson, Manley, and Merrill—7.

So the rules were suspended and house bill No. 344 was read second time by title only.

On motion of Mr. Geer of Marion, the bill was referred to a select committee consisting of the members from Marion county.

The special committee, to whom was referred house bill No. 167, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your special committee, to whom was referred house bill No. 167, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

That "five hundred" be inserted instead of "seven hundred," in line 21 of section 1, fixing the salary of county judge of Josephine county.

J. H. UPTON,
J. S. McEWEN,
Committee.

On motion of Mr. Upton, the amendment was adopted, and house bill No. 167 was ordered engrossed and to third reading.

The special committee, to whom was referred house bill No. 176, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your special committee, to whom was referred house bill No. 176, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

DOUGLAS BELTS,
Chairman.

On motion of Mr. Belts, house bill No. 176 was considered engrossed and ordered to third reading.

House bill No. 187 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Hobbs, Houck, Jeffreys, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker — 54.

Nays—None.

Absent—Messrs. Brown of Morrow, Gill, Gullixson, Inman, King, and Lamson — 6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker appointed as a committee under house concurrent resolution No. 15, Messrs. Upton, Trullinger and Inman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February —, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has appointed as the committee on the part of the senate under senate concurrent resolution No. 16, to investigate the books and accounts of the state board of agriculture, Messrs. Looney and McAllister.

O. P. MILLER,
Chief clerk.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

. HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 115, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

House bill No. 121 coming on for third reading, was read third time.

Mr. Ford moved that the bill be recommitted for the purpose of amending, by striking out the words "one tenth of a mill," and inserting in lieu thereof a provision for an appropriation of twelve thousand dollars annually.

The motion prevailed.

House bill No. 44 coming on for third reading, was read third time.

Mr. Ford moved to recommit the bill for amendment by striking out the words "fractions of a mill," and inserting in lieu thereof, "not less than one nor more than five hundred dollars."

The motion was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Day, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson,

Hobbs, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—46.

Nays—Messrs. Blevins, Buxton, Campbell, Currin, Elmore, Ford, Houck, King, Miller, Myer, Sheridan, and Staats—12.

Absent—Messrs. Brown of Douglas and Daly—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign house bill No. 115, and soon thereafter that he had signed the same.

House bill No. 8 coming on for third reading, was read third time.

Mr. Upton moved to recommit the bill for amendment by striking out "minimum sums allowed."

The motion was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—52.

Nays—Messrs. McEwen and Upton—2.

Absent—Messrs. Brown of Douglas, Gill, Goodrich, Gullixson, Merritt, and Wright of Union—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Paxton was called to the chair.

House bill No. 93 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Durham, Ford, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton,

Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Wright of Marion—50.

Nays—None.

Absent—Messrs. Brown of Morrow, Duncan, Elmore, Geer of Clackamas, Gill, Merritt, Myers, Russell, Wright of Union, and Mr. Speaker—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 1, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate joint resolution No. 8 is reported correctly enrolled.

And the same is herewith returned to you for your signature.

O. P. MILLER,
Chief clerk.

House bill No. 60 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Bishop, Brown of Morrow, Campbell, Chandler, Coon, Duncan, Geer of Clackamas, Gowan, Houck, Inman, Jeffreys, Mays, Nickell, Russell, Wright of Marion, Wright of Union, and Mr. Speaker—18.

Nays—Messrs. Baughman, Belts, Blevins, Brown of Douglas, Buxton, Cooper, Cornelius, Currin, Daly, Day, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, and Wilkinson—40.

Absent—Messrs. King and Miller—2.

So the bill failed the pass.

Mr. Northup gave notice that he would move to reconsider the vote by which house bill No. 60 failed to pass.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 100, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

House bill No. 125 coming on for third reading, was read third time.

Mr. Nickell moved that the bill be recommitted for amendment by adding after the word "allowed," line 13, printed bill, "except mortgages on record."

On motion of Mr. Manley, Mr. T. F. Osborne was invited to a seat within the bar.

On motion of Mr. Paxton, the house adjourned according to previous order.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

The house was called to order by the speaker at 1:30 o'clock P. M.

The roll was called, and all the members responded excepting Messrs. King and Russell.

By consent of the house, Mr. Nickell withdrew his motion to recommit house bill No. 125.

On motion of Mr. Wright of Union, the house resolved itself into committee of the whole, and the speaker designated Mr. Northup as chairman of the committee.

Later the committee of the whole arose and submitted to the house the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee of the whole, to whom was referred house bill No. 125, beg leave to report that we have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In section 1, line 8, after the word "named" insert the words "on March 1st of each year, at the hour of 1 o'clock A. M.; also in section 1, line 13, after the words "or taxation" insert the word "assessment"; also in section 1, line 13, after the word "allowed" insert the word "in any case."

H. H. NORTHUP.

On motion of Mr. Paxton, the report and amendments were adopted, the bill ordered engrossed and to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bill No. 115.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 63.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 63 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 1, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 136,—a bill for an act to authorize county judges and clerks of school districts to bid in property sold for taxes.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 136 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 1, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 153,—a bill for an act to amend an act entitled an act to incorporate the city of Oakland, and to repeal an act entitled an act to incorporate the town of Oakland, approved October 17, 1878; and also an act entitled an act to amend an act entitled an act to incorporate the town of Oakland, approved October 19, 1880; and also an act entitled an act to amend an act entitled an act to incorporate the town of Oakland, approved February 14, 1887, and to amend section 7 of article VI. thereof, said act being filed with the secretary of state, February 25, 1889.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 153 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 1, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 105,—a bill for an act to amend an act of the legislative assembly of the state of Oregon, filed in the office of secretary of state, February 18, 1891, entitled an act to establish and incorporate the port of Portland, and to provide for the improvement of the Columbia and Willamette rivers in said port and between said port and the sea.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 105 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 1, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 23,—a bill for an act to provide for the filing of chattel mortgages.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 23 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 1, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 117,—a bill for an act to provide for the lay-

ing out, constructing, or improving county roads, and the levying of assessment upon adjacent land benefited to create a fund to pay the same.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 117 was read first time and passed to second reading without question.

Mr. Currin moved that the rules be suspended and the bill read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lawton, Layman, Maloney, Mays, McEwen, Miller, Myer, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wright of Marion, Wright of Union, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Buxton, Daly, Durham, Goodrich, Jeffreys, Lamson, Manley, Merrill, Merritt, Nichols, Wilkins, and Wilkinson—12.

So the rules were suspended and senate bill No. 117 was read second time by title only.

On motion of Mr. Currin, the bill was referred to the committee on roads and highways, with leave to report at any time.

The speaker announced that he was about to sign senate joint resolution No. 8, and soon thereafter that he had signed the same.

Mr. Bishop gave notice that on February 2d he would introduce a bill authorizing the issuance of bonds by the city of Portland.

Mr. Brown of Douglas gave notice that on February 2d he would introduce a bill relating to judicial sales.

House bill No. 74 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Brown of Douglas, Chandler, Coon, Cooper, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Lawton, Layman, Manley, Mays, Merrill, Myers, Nichols, Northup, Ormsby,

Paxton, Russell, Stone, Toner, Trullinger, Wright of Marion, Wright of Union, and Mr. Speaker—35.

Nays—Messrs. Baughman, Blevins, Brown of Morrow, Buxton, Currin, Daly, Day, Ford, Houck, Lamson, Maloney, McEwen, Merritt, Miller, Myer, Nickell, Sheridan, Staats, Upton, and Wilkins—20.

Absent—Messrs. Campbell, Cornelius, Elmore, King, and Wilkinson—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Paxton, the house adjourned.

D. C. SHERMAN,
Chief clerk.

THURSDAY, FEBRUARY 2, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

The house was called to order at half past 9 o'clock A. M. by the speaker.

The roll was called, and all the members were present excepting Messrs. Belknap and Stone.

On motion of Mr. Hobbs, the reading of the journal of February 1st was dispensed with.

Under house concurrent resolution No. 20, the speaker appointed as a committee, Messrs. Lawton, Geer of Marion, and Maloney.

House bill No. 345. Mr. Merritt. A bill for an act to amend section 2 of an act entitled "An act to amend section 16 of an act entitled an act to amend an act entitled an act to incorporate the town of Medford, in Jackson county, Oregon, and limiting its powers and defining the duties of its officers, and to repeal an act entitled an act to incorporate the town of Medford, in Jackson county, approved February 24, 1885, and also an act to incorporate the town of Medford, approved February 24, 1885, approved February 21, 1889," approved February 20, 1891.

House bill No. 345 was read first time and passed to second reading without question.

House bill No. 346. Mr. Brown of Douglas. A bill for an act to cure defects in deeds heretofore made to real property that are defective in execution or acknowledgment, and to cure defects in

judicial sales of real property and sales of lands by execution, administrators, executors, and guardians.

House bill No. 346 was read first time and passed to second reading without question.

House bill No. 347. Mr. Bishop. A bill for an act to amend an act entitled "An act to authorize the cities of Portland, East Portland, and Albina to construct, purchase, or acquire by condemnation or other means, one or more bridges across the Willamette river between the city of Portland and the city of East Portland, in Multnomah county, Oregon, which bridge or bridges shall be free to all pedestrians and all classes of vehicles and traffic, except railways and street railways," by adding thereto section 25, providing for the issuing by the commission provided for in said act of bonds in addition to those in said act provided for, to the amount of not more than two hundred thousand dollars, for the purpose of purchasing or condemning and rendering free what is known as the Morrison street bridge in the city of Portland, Oregon.

House bill No. 347 was read first time and passed to second reading without question.

Mr. Trullinger gave notice that on tomorrow he would introduce a bill for the incorporation of Astoria.

Mr. Belknap gave notice that on tomorrow he would introduce a bill regulating rates for use of telephones.

Mr. Currin, by unanimous consent of the house, introduced house resolution No. 37, and moved its adoption.

HOUSE RESOLUTION NO. 37.

Resolved, That the members of this legislative assembly, respectively, be allowed to speak five minutes on any question under consideration, and no more, unless by unanimous consent of the house, except as otherwise provided by the rules of the house.

The resolution was, under the rules, laid over one day.

The special committee appointed under senate concurrent resolution No. 10, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker :

Your special committee appointed to investigate the workings of the jute mill at Walla Walla, Washington, and the advisability of establishing a jute mill in connection with the state penitentiary of

Oregon, to whom was referred house bill No. 1, entitled "A bill for an act to provide for the employment of convicts in the state penitentiary, to appropriate money for the purchase of machinery for the manufacture of jute fabrics, to create a board of prison directors, empowered to carry out the provisions of this act, and to repeal sections 3862, 3863, 3864, 3865, 3866, 3867, 3868, and 3869 of title I. of chapter LXV. of the miscellaneous laws," as compiled and annotated by W. Lair Hill," beg leave to report that they have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

That in line 1, section 1, the word "eighty" be stricken out and the word "sixty" be inserted instead.

AMENDMENT.

That following the word "labor" in line 6 of section 1, insert the following words: "and that if any sum of money be left on hand after the purchase of said machinery and fixtures, the payment of freight, the purchase of jute material, and the employment of skilled labor, as above set forth, said sum of money so left on hand shall immediately be returned to the state treasury, and shall become a part of the general state fund."

AMENDMENT.

That in line 1 of section 2, the word "sixty" be stricken out, and the word "eighty" be inserted instead.

AMENDMENT.

That in line 6 of section 2, the word "sixty" be stricken out, and the word "eighty" be inserted instead.

AMENDMENT.

That in line 3 of section 5, the words "for cash only" be inserted after the word "consumers" and before the word "in" in said line.

H. F. GULLIXSON,

Chairman.

The joint committee appointed to visit the penitentiary at Walla Walla submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

We your joint committee appointed to visit the penitentiary at Walla Walla, Washington, and investigate the workings of the jute mill connected with the said penitentiary, and to report upon the advisability of establishing such a mill in this state, would most respectfully report as follows:

That we have visited said penitentiary at Walla Walla, and have investigated the workings of the jute mill connected therewith, and by the courtesy of the board of directors of said institution and officers employed therein, and especially through the kindness of F. W. Paine, president of said board of directors, and James Brown, superintendent of said jute mill, we have obtained the following information:

BUILDINGS.

The buildings used in connection with the jute mill at Walla Walla are: One warehouse, 40 feet by 80 feet, and one main building, 96 feet by 204 feet, which main building contains the plant, and has a fire wall 22 feet high.

MACHINERY.

The machinery contained in said jute mill consists of a 50-loom plant, with one 250 horse-power Wheelock engine, with one Firmus rope power transmission, together with two overseaming machines, four sewing machines, one cutting machine, and one baler.

MEN EMPLOYED.

This jute mill employs about 215 convicts, with one superintendent of the jute mill, one superintendent of the weaving department, and two engineers. The character of the work in said mill is such that many convicts who are unable to do hard work may be employed therein with satisfaction to the state and to themselves. The work is clean, agreeable, and healthy.

ANNUAL OUTPUT.

The annual output of this jute mill is about 1,250,000 bags. The bags manufactured by this mill are superior to those manufactured at Calcutta, their quality being such that farmers in that vicinity haul grain in them to market, empty them, and use them several times.

COST OF BAG.

The cost of the manufactured bag at the Walla Walla mill, not counting the cost of convict labor, is about 4.51 cents. This is greater on account of high freight, and on account of the material having been purchased late in the season at nearly the highest market price, than the estimated cost of a bag at Salem.

EFFECT ON THE MARKET.

Concerning the effect on the market in the vicinity of Walla Walla of the establishment of the jute mill at that place, we quote from the report of the directors of said penitentiary: "When we placed the grain bags on the market, in July, 1892, the selling price in Walla Walla was 8½ cents per bag. We offered bags of a better quality than the best Calcutta at 7¼ cents each. The dealers dropped to 7 cents and gave purchasers credit. In order to make sales for cash, as required by law, we were compelled to drop to 6½ cents, at which price the market remained firm until the close of the season." This indicates a reduction in price to the consumer of two cents on each bag.

REVOLVING FUND.

The Washington legislature made an appropriation of \$30,000, to constitute a revolving fund, which is used only for the purchase of material for the manufacture of jute fabrics and brick. This fund is insufficient, and its insufficiency materially handicaps the management in their operation of said mill.

MANUFACTURERS OF MACHINERY.

The machinery in the Walla Walla jute mill was manufactured by the following firms: One improved Wheelock engine, by Hoadley Brothers, engineers, San Francisco, Chicago, and Portland; the boilers and furnaces, by the Hazleton Tripod Boiler Company, Chicago; the Firmus rope transmission, by the Dodge Manufacturing Company, of Mishawaka, Indiana; the looms, overseaming, cutting, and dampening machines, by Urquhart-Lindsay Company (Limited), of Dundee; the spinners, by Fairbairn, Naylor, McPherson & Company, of Leeds, England; and the hemmers, by John H. Mooney, of Oakland, California.

In relation to the class of machinery used in Walla Walla as compared with the machinery used in San Quentin, California, we quote an extract from a letter written by James Faulkner, superintendent of the jute department of the San Quentin penitentiary: "The new machinery is superior to the old in many respects. The improvements over the old are for the better."

CONDITION AT SALEM.

We have in the Oregon penitentiary at present about 380 convicts, of which a large number have been idle during the past year. The contract for the manufacture of stoves having expired, almost the entire prison population are now without employment. This is a dangerous condition for prisoners to be in, and should be remedied.

In order to employ the number of convicts in the Oregon penitentiary in the manufacture of jute it will be necessary to establish a 100-loom plant in this state. This, it is estimated by one who has had a lifetime of experience in such industry, would give employment to about 325 men, leaving only a sufficient number to do the other work about the prison.

BUILDINGS.

The building now used as a stove warehouse, measuring 218 feet by 106 feet, is sufficiently large to be used as a warehouse for a 100-loom mill. The room heretofore used as a moulding room, 244 feet 9 inches by 108 feet 10 inches, 15 feet 6 inches high, and the room adjoining, heretofore used as a fitting room, could be used, after the walls had been properly strengthened, for the main building of a 100-loom plant, with but comparatively small outlay to the state. It has been estimated by a competent millwright that the expense of strengthening the walls sufficiently to support the machinery of a 100-loom plant would be nominal.

WATER POWER.

The water power at the Oregon penitentiary is about 60 or 70 horse-power, and by improving the ditches and enlarging their banks doubtless 125 horse-power could be had. If this is sufficient to operate the mill, it will furnish power for the same without the large expense for coal necessarily incurred at San Quentin and Walla Walla, and will thereby enable the state to manufacture jute bags cheaper than can be done at either of the places above mentioned; however, this committee would recommend the purchase of a 250 horse-power engine for the purpose of furnishing power to operate said mill, as this committee is informed that said water power is insufficient.

EFFECT ON FREE LABOR.

The manufacture of jute fabrics is an industry not engaged in by free-American labor, and therefore the establishment of a jute mill in the penitentiary will not affect free labor in any way. It has been estimated that the manufacture by convicts of stoves in this state has had the effect to prevent at least 200 men from engaging

in that industry, thus depriving at least 1,000 persons from support in that way.

MACHINERY REQUIRED FOR 100—LOOM PLANT.

For a plant of a 100-loom capacity, machinery will be required as follows:—

One jute softner and batching attachment.
 Two spiral shell breaker cards.
 Two balling machines.
 Four circular finisher cards.
 Four patent slide first drawing frames.
 Four spiral second drawing frames.
 Four spiral roving frames, 64 spindles each.
 Twelve double dry spinning frames, 132 spindles each.
 One twisting frame.
 Two double cop-winding machines, 104 spindles each.
 Two double two-tiered warping machines, 80 spindles each.
 Two patent yarn dressing machines, 4 steel cylinders each.
 Four sets iron work and buttons for dressing machine banks.
 One hundred plain motion Hessian looms, 52 inches reed space.
 One cloth dampening machine.
 One heavy 5-bowled chesting calender, 92 inches wide.
 One Blythe's patent sack-cutting machine.
 One hydraulic baling press, with pumps.
 Twelve overseam machines.
 Two hemmers.

COST OF MACHINERY.

The cost of machinery necessary to establish a 100-loom plant at Salem will be as follows:—

Machinery as above.....	\$ 109,000 00
Engine and boilers.....	18,000 00
Power transmission, etc.....	\$ 10,000 00
Repairs necessary on buildings.....	33,000 00
Total.....	\$ 150,000 00

PROBABLE COST OF BAG AT SALEM.

It is estimated that the plant at Salem should be made to manufacture bags for the following:—

Monthly output in round numbers, grain bags.....	200,000
Two hundred thousands bags at 13 ounces, pounds....	162,500
Add 5 per cent for loss in manufacturing, pounds....	8,552
Total amount of jute consumed, pounds.....	171,052

One hundred and seventy-one thousand and fifty-two pounds raw jute at 3 cents per pound	\$	5,131	58
Actual operating expenses per month		1,975	14

Total cost of 200,000 grain bags	\$	7,106	72
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This makes the cost of one grain bag equal \$.0355336, which being sold for \$.065 leaves a profit of nearly \$.03, which being computed on a basis of an annual output of 2,500,000 bags, gives a profit of about \$75,000 each year, or for 325 convicts an average daily earning of nearly 73 cents per man.

LENGTH OF TIME REQUIRED.

In order to get a 100-plant jute mill in good running order it will require about one year from the time the plant is ordered, as after the time has elapsed in which the machinery is on its way from the manufacturers until it is placed in operation at Salem, which will be a period of about nine months, it will require about three months to teach the convicts how to successfully operate the same. During this time, however, this committee is assured that a contract will be accepted by parties engaged in the manufacture of stoves on the same terms as has heretofore been in existence.

CONCLUSION.

In view of the foregoing estimates, which are conservative, and of the facts above stated, which have been derived from authoritative sources, this committee would respectfully recommend that an appropriation be made of \$160,000 for the establishment of a mill for the manufacture of jute bags and bagging; and that a further appropriation of \$80,000 be made to constitute a revolving fund, to be used for the purchase of material for manufacturing jute bags and bagging.

All of which is very respectfully submitted.

F. A. BANCROFT,
J. K. WEATHERFORD,
J. W. HOBBS,
B. DALY,
H. F. GULLIXSON,
Committee.

On motion of Mr. Gullixson, the report was adopted and five hundred copies of the same ordered printed forthwith.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 169, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 125, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

Mr. Northup, chairman of the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker:

Your committee on elections, to whom was referred house joint resolution No. 8, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. H. NORTHUP,
 Chairman.

Mr. Lawton moved that house joint resolution No. 8 be adopted. On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius,

Curran, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Goodrich, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—53.

Absent—Messrs. Brown of Morrow, Daly, Ford, Gill, Gowan, Miller, and Wright of Union—7.

So the resolution was adopted.

Mr. Northup, chairman of the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker:

Your committee on elections, to whom was referred house bill No. 42, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

H. H. NORTHUP,
Chairman.

On motion of Mr. Geer of Clackamas, the bill was indefinitely postponed.

Mr. Northup, chairman of the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on elections, to whom was referred house bill No. 91, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on counties.

H. H. NORTHUP,
Chairman.

On motion of Mr. Northup, the bill was referred to the committee on counties.

Mr. Northup, chairman of the committee on elections, submitted the following report:

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker :

Your committee on elections, to whom was referred house bill No. 123, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Strike out all of section 1 of the bill and insert the following:

Section 1. That section 4 be amended to read as follows:

Sec. 4. Immediately after the order appointing the said judges and clerks before any general election, and at least twenty days before any special election, the county clerk shall send by mail, duly registered, a notice of the appointment to each of said judges and clerks in his county, and two election notices to be posted by each of said judges or clerks in the vicinity of the polling place in such election precinct. Said notice of appointment and election notice shall be substantially in the following form:

NOTICE OF APPOINTMENT.

To _____, of _____ town, _____ county, Oregon:

You are hereby notified that you were appointed (chairman, judge, or clerk, as the case may be,) of election in _____ election precinct, county of _____, state of Oregon, to hold said office for two years from the _____ day of _____, 189—, pursuant to the order of the county court of said county, made and entered on the _____ day of _____, 189—. If you accept said appointment, you will sign your name upon the printed acceptance below this notice and detach the same and forthwith return the acceptance to this office by mail. You will also forthwith post the two election notices enclosed herewith in public places in the vicinity of the polling place mentioned in the notice of election. If you accept this appointment and negligently fail to serve or perform the duties of said office you will be liable to punishment as in case of jurors who fail to attend.

Witness my hand and the seal of said court.

[SEAL.]

_____,
 Clerk of the county court of the state of Oregon for the county of _____.

Said notice of appointment shall be evidence of the authority of the person appointed to act as such officer.

ACCEPTANCE.

(To be signed by the appointee and returned to the clerk of the county court by mail.)

I hereby accept the office of — of election for the precinct of —, county of —, state of Oregon, and hereby agree to perform the duties of said office for two years from this — day of —, 189—.

_____,
(Signature of appointee)

Any judge or clerk of election appointed as aforesaid who fails to serve or perform his duties after having accepted his appointment shall be deemed guilty of contempt of said court, and shall be liable to punishment in the same manner as in the case of jurors who fail to attend after being duly summoned.

AMENDMENT.

Amend section 2 of the bill to read as follows: That section 56 be amended to read as follows:

Sec. 56. Under the direction of the county court, the chairman of each precinct election board, or the sheriff or some person appointed by the county court a sufficient time before every election provided for in this act, shall secure the use of and take possession of the places designated by the county court as the polling places in the several precincts in the county; he shall cause the same to be suitably provided with a guard-rail, so constructed and placed that only such persons as are inside said rail can approach within six feet of the ballot boxes, or within ten feet of the compartments, shelves, or tables at which electors are to prepare their ballots for voting; he shall furnish in the manner directed by such county court, a sufficient number of such compartments, shelves, or tables in or at which electors may conveniently prepare their ballots for voting, so that in the preparation thereof each elector may be screened from the observation of other persons. The arrangement shall be such that neither the ballot boxes or the compartments, shelves, or tables, or the electors, while preparing their ballots, shall be hidden from view of those just outside the said guard-rail or from the judges, and yet the same shall be far enough removed and so arranged that the elector may conveniently prepare his ballot for voting with absolute secrecy. There shall be provided in each polling place not less than one such compartment, shelf, or table

for every forty electors to vote at such polling place, and every polling place shall have at least three of such compartments, shelves, or tables.

AMENDMENT.

Add the following section to the bill:

Section 3. The secretary of state, a sufficient time before every biennial election in this state, shall prepare substantially in the foregoing form and cause to be printed, the notice of appointment and acceptance and also the notices of election, and shall distribute them to the several county clerks in the state in appropriate quantities.

H. H. NORTHUP,
Chairman.

On motion of Mr. Northup, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Northup, chairman of the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on elections, to whom was referred house bill No. 193, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

H. H. NORTHUP,
Chairman.

On motion of Mr. Northup, the bill was considered engrossed and passed to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate requests the return of senate bill No. 63.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

The clerk was instructed to return the bill.

Mr. Geer of Clackamas, chairman of the committee on military affairs, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker :

Your committee on military affairs, to whom was referred house bill No. 121, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

That section 11 shall read as follows:

Section 11. There shall be appropriated out of the general fund annually hereafter the sum of twelve thousand dollars for the purpose of carrying out the provisions of this act.

J. P. GEER,
Chairman.

On motion of Mr. Geer of Clackamas, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker :

Your committee on education, to whom was referred house bill No. 147, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. C. BROWN,
Chairman.

On motion of Mr. Brown of Douglas, the bill was considered engrossed and ordered to third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker:

Your committee on education, to whom was referred house bill No. 88, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. C. BROWN,
 Chairman.

On motion of Mr. Brown of Douglas, the bill was considered engrossed and ordered to third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 1, 1893. }

Mr. Speaker:

Your committee on education, to whom was referred house bill No. 194, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. C. BROWN,
 Chairman.

On motion of Mr. Brown of Douglas, the bill was considered engrossed and ordered to third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February —, 1893. }

Mr. Speaker:

Your committee on education, to whom was referred house bill No. 195, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the

recommendation that it be referred to the committee on public lands.

O. C. BROWN,
Chairman.

On motion of Mr. Brown of Douglas, the bill was referred to the committee on public lands.

On motion of Mr. Baughman, house bill No. 227 was referred to the committee on education.

Mr. Russell gave notice that on February 3d he would introduce a bill relative to the salaries of circuit judges.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 154, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend the title of the bill by striking out the words “entitled an act,” and the words “subdivision three (3) of” in the first line of the title of the printed bill.

AMENDMENT.

Insert in line 1 of the title of the printed bill, between the words “of” and “chapter,” the following: “title four (4) of.”

AMENDMENT.

Strike out the words “title four (4)” in the second line of printed bill of the title, and insert in lieu thereof the words “of the.”

AMENDMENT.

Insert after the word “laws” in the second line of the title of the printed bill the words “of Oregon.”

AMENDMENT.

Strike out the letter "W." in the second line of the title in the printed bill, and insert in lieu thereof the word "William."

AMENDMENT.

After the word "Hill" in the title, second line of the printed bill, insert the words "relating to the powers and duties of directors of school districts, and the contracting of indebtedness and issuing of bonds by school districts, and legalizing school district bonds heretofore issued," so that the title as amended shall read as follows: "A bill for an act to amend section 2602, title IV., chapter XVI., of the miscellaneous laws of Oregon, as compiled and annotated by William Lair Hill, relating to the powers and duties of directors of school districts, and the contracting of indebtedness and issuing of bonds by school districts, and legalizing school district bonds heretofore issued."

AMENDMENT.

Insert at the beginning of the first line of the bill the following: "Section 1."

AMENDMENT.

Strike out the words "subdivision three (3) of" in the first line of the printed bill.

AMENDMENT.

In the first line of the printed bill, after the figures "2602" insert the words "of title four (4)".

AMENDMENT.

Strike out the words "twenty-six (26), title VI. (6)" in line 2 of the bill and insert in lieu thereof the following: "sixteen (16) of the."

AMENDMENT.

Strike out the words "approved February 17, 1887," in lines 2 and 3 of the printed bill and insert in lieu thereof the following: "as compiled and annotated by W. Lair Hill."

AMENDMENT.

Strike out all of lines 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20 of the bill and insert in lieu thereof the following:

Section 2602. The duties of directors of school districts shall be:

1. To authorize the clerk to call special meetings.
 2. To issue warrants to the clerks authorizing them to collect, in the name of the district and in the same manner as state and county taxes are collected, all taxes assessed to the inhabitants thereof, and upon the taxable property within the district of non-residents thereof.

3. The directors shall furnish their schools with fuel already prepared for use, chalk, brooms, blackboards and erasers, stoves, window-curtains, and other things necessary for the use of the schools; and, if authorized by a majority vote of the legal voters present at any legally called school meeting, they shall purchase, lease, or build schoolhouses, buy or lease land for school purposes, and take care of and furnish their schoolhouses with the necessary furniture, lights, apparatus, etc.; and, when authorized by a majority vote of the legal voters present at any legally called school meeting, the directors may, for all or any of the above-mentioned objects, in the name and on behalf of the said district, contract indebtedness, by borrowing money or otherwise, not exceeding five per centum of the value of the taxable property of the district, and for such purpose may issue and sell negotiable coupon bonds of the district as hereinafter provided, and may from time to time, not oftener than once a year, assess the taxable property of said district to pay the interest thereon and the principal when due, which taxes shall be collected in the same manner as other school taxes are or may be collectable by law.

On the petition of ten legal voters of any school district, which petition shall be substantially in the following form, to wit:

To the directors of school district No.—, of — county, state of Oregon: Respectfully request you to submit to the legal voters of said district the question of contracting a bonded debt of said school district in the sum of — dollars, for the purpose of —, and that you will call a school election for that purpose.

_____,
 _____.

The board of directors of said district shall direct the clerk of said district to cause to be posted a notice of election, which notice of election shall be as near as may be as follows:—

SCHOOL DISTRICT BOND ELECTION NOTICE.

Notice is hereby given that at a school meeting of school district No.—, of — county, Oregon, to be held at —, in said district, on the — day of —, 189—, there will be submitted to the legal voters of said school district the question of contracting a bonded

debt of — dollars for the purpose of — the vote to be by ballot upon which shall be the words, "Bonds—Yes," and the words, "Bonds—No." Polls to be opened at 1 o'clock P. M., and remain open until 4 o'clock P. M. By order of the board of directors of school district No. —, of — county, Oregon.

Dated this — day of —, A. D. 189—.

(Signed):

_____,
Clerk.

Which said notice shall be posted for the period of twenty (20) days prior to such election, in at least three (3) public and conspicuous places in said district, one of which places shall be the place of meeting. The meeting shall be called to order by the chairman of the board of directors, and the taxpayers shall proceed to elect three judges and a clerk of election, who shall conduct the election. When the polls are closed, the judges and clerk shall proceed to canvass the vote, and shall certify the result to the board of directors, the county treasurer, and county superintendent. If a majority of the votes cast are "Bonds—Yes," the board of directors, as soon as practicable, shall issue coupon bonds of the district, not exceeding in par value the amount stated in the notice of election, bearing interest not to exceed eight per centum per annum, payable annually, redeemable at the pleasure of said district after ten years, but due and payable absolutely twenty years from date, but in no case shall the aggregate amount of bonded debt in any school district exceed five per centum of the value of the taxable property of any such district. The principal and interest of such bonds shall be payable at the office of the county treasurer in which the district may be situated, or at such place as may be designated in the city and state of New York, at the option of the purchaser thereof. All such bonds so issued shall be signed by the chairman of the board of directors, attested by the clerk of the district, and countersigned by the county treasurer, and the said coupons attached to said bonds shall be signed by the chairman of said board of directors, and countersigned by the district clerk by original or fac simile signatures. Whenever any school district shall issue bonds under the provisions of the section, all such bonds shall be issued to the county treasurer of the county, and be registered by him in a book kept for that purpose in his office, noting the school district, amount, date, time, and place of payment, rate of interest, and such other facts as may be deemed proper, and all such bonds shall state on their face that they were issued under the provisions of this section. The county treasurer shall sell said bonds for the best price obtainable, and hold the proceeds subject to the order of the board of directors, but no bonds shall be sold for less than par.

The directors of said district must ascertain and levy annually a tax sufficient to pay the interest accruing on such bonds and annually thereafter, until full payment of said bonds is made, they shall levy, in addition to the tax required to pay such interest, an amount for a sinking fund sufficient to meet the payment of said bonds at maturity; such amount to be not less than one tenth of the amount of bonds outstanding and unpaid; and the fund arising from such levy shall be kept as the bond redemption fund of said district, and each of said tax levies shall be a lien upon the taxable property in said district, and must be collected in the same manner as taxes for other school purposes, and all such taxes shall be paid to the county treasurer, who shall, with the moneys so received, pay the said coupons and bonds as they become due. If after said ten years years from the date of any such bonds, the directors of any school district issuing the same shall fail or refuse to levy the tax necessary to constitute such sinking fund to pay the same, it shall be the duty of the county treasurer to ascertain the amount necessary to be levied for such sinking fund to pay said bonds; and it shall be the duty of the county court or county board to levy a tax equal to said sum so required and ascertained on the certification thereof by the county treasurer; and the proper county officer having power to extend county taxes, shall extend the same upon the tax roll of said county, upon the taxable property of said school district only; and the proper county officer whose duty it is to collect taxes shall collect the same according to law, and the said collecting officer shall pay said funds so collected into the county treasury to the credit of the school district issuing such bonds, to be applied to the payment of said bonds. The county treasurer must pay out of any moneys belonging to the school district, excepting the said moneys of said sinking fund, the interest upon any bond issued under this section by school districts when the same becomes due, and at such places as designated in such coupons or upon the presentation at his office of the same, which must show the amount due and the number and series of the bond to which it belongs; and all coupons so paid must be immediately reported to the directors of the district. Whenever any school district in this state shall, under any of the laws of this state, have contracted any indebtedness or issued any bond for the purchase of the building of any schoolhouse, or the furnishing of the same, and the amount of such indebtedness shall not exceed the sum of five per centum of the taxable property of said school district, it shall be lawful for said school district to issue and exchange its bonds for any such indebtedness at a rate of interest not greater than that borne by the original indebtedness par for par and dollar for dollar without

any vote of the taxpayers of the district; and said bonds shall in all respects conform to and be governed in all their issuance and execution by the provisions of this section, except as to those provisions requiring a vote of the taxpayers. At any time after the issuance of such bonds, and the discharge of the duties imposed upon said county treasurer, should any incidental expense, costs, or charges arise, the said county treasurer shall present his claim for the same to the board of directors of the school district issuing such bonds, and the same shall be audited and paid in the same manner as other services are paid for under the provisions of law. Whenever the amount of any sinking fund created under the provisions of this section shall equal the amount, principal and interest, of any bond then due, or subject under the pleasure or option of said school district to be paid or redeemed, it shall be the duty of the county treasurer of the county in which the school district issuing such bonds is located, to publish a notice in any newspaper of general circulation published in the county in which such district is situated, and if there be none published in such county, then in a newspaper published nearest to said school district, and also in one published at the state capital, that the said county treasurer will, within thirty (30) days from the date of such notice, redeem and pay any such bond then redeemable or payable, giving priority according to the date of issue numerically, and upon the presentation of any such bond or bonds the said treasurer shall pay the same. In case any holder of such bond or bonds shall fail or neglect to present the same at the time mentioned in the notice hereinbefore provided for, then the interest upon such bond or bonds shall cease and determine, and the treasurer of such county shall thereafter pay only the amount of such bonds and the interest accrued thereon up to the last day of the time of redemption mentioned in said notice. When any bonds are so redeemed or paid, the county treasurer shall cause the same to be fully cancelled, and write across the face of such bond the word "Redeemed," with the date of redemption, and shall deliver the same to the board of directors of such school district, taking the directors' receipt therefor. All bonds heretofore issued by school districts in this state, in pursuance of the vote of a majority of the legal voters present at a legally called school meeting, are hereby made and declared to be legal and valid. All acts and parts of acts in conflict with this section are hereby repealed.

4. To see that the wishes of the district toward outside scholars who have no school in their own district or districts, or who, from proper causes, cannot attend in their own district, are duly respected.

5. To employ teachers and assist them in the government of the school.

6. The directors shall visit and inspect their school from time to time, and when necessary may exclude refractory pupils therefrom; but the exclusion of any pupil from the school for disorderly conduct shall not extend beyond the current term, and may be, in the discretion of the directors, for a shorter period.

7. To audit all claims against the district, and draw orders on the clerk for the amount.

8. To require and take from the district clerk a bond with sureties, and in such amount payable to said district as said directors shall prescribe, conditioned for the faithful performance of the duties of the office of the clerk of said district; *provided*, that the clerk's bond shall be equal in amount to not less than double the probable amount of all school moneys that shall come into his hands as clerk of said district; *and provided further*, that the said clerk's bondsmen shall be other than the directors of the district, and the said clerk's bond shall be filed with the county superintendent of schools. Districts shall not be entitled to their proportion of the school funds unless said clerk's bond shall be filed with the county superintendent of schools within thirty days from the regular annual meeting held on the first Monday of March in each year.

9. To examine and correct the assessment roll made by clerks as herein otherwise provided by law.

10. To levy rate bills whenever in their opinion it is for the best interests of the district so to do, fixing therein the amount of tuition to be paid by each pupil attending school, and direct the clerk to collect the same in the name of the district, which may be enforced by warrant issued by the board of directors as taxes are collected, or by action; *provided*, that in no instance shall rate bills be levied until all public school moneys (otherwise obtained) shall have been exhausted.

11. The directors of school districts are hereby allowed to provide, from time to time, with the common school funds of their districts, for the insurance of their school buildings, and for the purchase of globes, charts, maps, and other apparatus for use in their schools; and such apparatus shall be kept at the schoolhouse during each term of the school for the use of the pupils and teachers; *provided*, that the yearly expenditures therefor shall not exceed the sum of seventy-five dollars per year in districts receiving five hundred dollars or over from the common-school fund, and not to exceed thirty dollars in all other districts receiving less than five hundred dollars therefrom.

12. The directors in any school district in the state which shall contain ten thousand inhabitants or more may, upon the petition

of not less than one hundred residents and qualified electors of such school district, provide that one or more of the common schools to be kept in such district shall be taught in the German language, and the teachers employed in such school or schools, in addition to other qualifications required of teachers under the existing school laws, shall be educated in the German language and qualified to teach the same.

13. Boards of directors shall have entire control of the public schools of their district and the teachers employed therein. The board may establish such rules and regulations for the government of teachers and pupils not inconsistent with the rules and regulations of the state board of education as the interests of the school require. It shall be the duty of the teacher, under the direction of the board, to determine what branches shall be pursued by each pupil.

14. The directors when employing teachers shall enter into a written contract with said teachers, to which contract the assent of both parties must be given in writing, and then provided that boards of directors shall not employ or permit to begin teaching in any public school any person who has not a valid certificate as required by law. Without special mention in the teachers' contract, it shall be understood that only the common branches shall be taught.

15. School orders shall not be issued without a vote of the board of directors, and they must be signed by the chairman of the board of directors and countersigned by the district clerk.

16. Two directors shall constitute a quorum. Any duty imposed upon the board as a body must be performed at a regular or special meeting, and must be made a matter of record. The consent of the board to any particular measure obtained of individual members when not in session is not the act of the board and is not binding upon the district. If a contract is made without authority from the board, the individuals making such contract shall be personally liable.

17. All demands, whether by contract or otherwise, must be approved by the board of directors, when in session, before an order can be drawn on the district treasury for them, and no officer can draw an order on the treasury unless he is authorized to do so by a vote of the board at a regular or special meeting. It shall be the duty of the board to examine all contracts for the employment of teachers and the construction of schoolhouses, or for any other purpose, and to see that stipulations have been complied with before they authorize the payment of money thereon.

18. The board shall authorize the chairman and clerk to draw warrants for the payment of teachers' salaries at the end of each

school month, upon proper evidence that the service has been performed, but the order for wages for the last month shall not be drawn until the teacher's report shall have been received, accepted, and filed in the office of the district clerk; *provided*, that all teachers must hold legal certificates, and that said certificates must cover the entire time of the teacher's service, and must specify all the branches taught, and can neither directly or indirectly be made to legalize another's service.

19. Boards of directors shall dismiss teachers only for good cause shown, and in case the board shall pass an order to dismiss, the material reason therefor shall be spread upon the record by the district clerk. If a teacher is unjustly dismissed, he may take an appeal from the action of the board in dismissing him to the county superintendent, and thence to the superintendent of public instruction, but a suit at law must be brought if he seeks to recover his pay upon the contract therefor. In the trial of teacher, when it is sought to dismiss him, the board shall not prevent the teacher from making a full defense, and the teacher may appear by attorney, or otherwise, as he chooses.

20. It shall be the duty of the directors to prosecute any person who shall willfully write, make marks, or draw obscene pictures upon the walls, or any other parts of any schoolhouse or furniture thereof; and any person thus defacing or injuring public school property shall be amenable to the common law and penalty.

21. The power to locate sites for schoolhouses shall be vested in the board of directors. This authority shall be exercised with great care and without prejudice, and the wishes of the people for whom the house is designed shall be consulted, as far as practicable, taking into account the prospective, as well as the present convenience of the people of the district. A site near the center of the district shall be chosen, unless extraordinary and controlling circumstances shall indicate a different selection.

22. All regular and special school meetings must be convened by a written call signed by the chairman of the board and the district clerk, and the directors shall cause the clerk to post such written notices in three public places in the district at least ten days before the day appointed for said meeting; and the directors shall cause to be used in each school district a uniform series of state blanks, registers, etc., whenever the same shall be supplied by the state.

23. It shall be the duty of the directors (whenever a tax is levied in any school district for school purposes) to provide a map of the district for the use of the clerk in making assessments, so that the same may be just and equitable to all citizens of the district.

Add to the bill a section, to be numbered section 2, as follows:

Section 2. Inasmuch as it is necessary for many school districts of the state to issue and sell bonds for the purpose of providing funds and erecting schools, and providing school facilities, and doubts exist as to their authority so to do under the present law, and an emergency exists, this act shall take effect and be in force from and after its approval by the governor.

O. F. PAXTON,
Chairman.

On motion of Mr. Gowan, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Wright of Marion moved that the bill be ordered printed.

The motion was lost.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 179, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and ordered to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 177, beg leave to report that they have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Amend the title of the bill so as to read as follows:

A bill for an act to amend section 72 (71) of title IX. and section 76 (75) of title X. of chapter I. of the code of civil procedure of the

state of Oregon, as compiled and annotated by William Lair Hill relating to pleadings in civil actions.

AMENDMENT.

Amend section 1 of the bill so as to read as follows:

Section 1. That section 72 (71) of title IX. of chapter I. of the code of civil procedure of the state of Oregon, as compiled and annotated by William Lair Hill, be and the same hereby is amended so as to read as follows:

Sec. 72 (71). The answer of the defendant shall contain:

1. A general or specific denial of each material allegation of the complaint controverted by the defendant, or of any knowledge or information thereof sufficient to form a belief.

2. A statement of any matter constituting a defense or counter claim, in ordinary and concise language, without repetition.

AMENDMENT.

Amend section 2 of the bill so as to read as follows:

Section 2. That section 76 (75) of title X. of chapter I. of the code of civil procedure of the state of Oregon, as compiled and annotated by William Lair Hill, be and the same hereby is amended so as to read as follows:

Sec. 76 (75). When the answer contains new matter constituting a defense or counter claim, the plaintiff may reply to such new matter, denying generally or specifically each allegation controverted by him, or any knowledge or information thereof sufficient to form a belief; and he may allege, in ordinary and concise language, without repetition, any new matter not inconsistent with the complaint constituting a defense to such new matter in the answer.

O. F. PAXTON,
Chairman.

On motion of Mr. Gill, the amendments were adopted, the bill considered engrossed and ordered to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 105, beg leave to report that we have had the same under con-

sideration and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 108, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

In line 7 of the printed bill, strike out the word "time" and insert the word "term" in lieu thereof.

O. F. PAXTON,
Chairman.

On motion of Mr. Wright of Marion, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Your committee on judiciary, to whom was referred house bill No. 36, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Add to the title the words "and to provide the time within which the probate of wills may be contested."

AMENDMENT.

Add between sections 2 and 4 of the bill a new section, to be numbered as follows:

Section 4. When a will has been admitted to probate any person interested may, at any time within one year after such probate, contest the same or the validity of such will; and in case a will has been heretofore admitted to probate, such contest may be made at any time within one year from the taking effect of this act, and all proceedings for such contests or for probating wills must be begun within the time herein specified; *provided*, that if a person entitled to contest the probate of a will or the validity thereof be laboring under any legal disability, the time in which he may institute such contest shall be extended one year from and after the removal of such disability.

AMENDMENT.

Change the number of section 4 of the bill to section 5.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 127, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Strike out the word "are" in line 1 of section 1 of the printed bill and insert in lieu thereof the word "is."

AMENDMENT.

Strike out all of section 2 of the bill and insert in lieu thereof the following:

Section 2. Whenever two hundred or more taxpayers and legal

voters of either of the counties of Lake and Klamath shall present a petition in writing to the county court praying for the funding of the indebtedness of the county, it shall be the duty of the county court to call a special election in the county and fix the date of holding the same; and the county clerk shall thereupon give notice of such special election for the same time and in the same manner as for a general election, and such election shall be held and conducted in the same manner as is provided by law for a general election, except as herein otherwise specially provided. The judges and clerks of election who served at the last preceding general election shall serve as judges and clerks of such special election; *provided*, that notice shall be given to them as in the case of the appointment of judges and clerks of a general election. The laws of the state of Oregon relating to and governing general elections shall govern such special election in all respects, excepting as in this act provided. The notice of such special election shall be in substantially the following form:

Notice is hereby given that a special election will be held in ——— county, Oregon, on the ——— day of ———, 189—, at which election will be submitted to the legal voters of said county the question of funding the indebtedness of said county and issuing bonds therefore.

In witness whereof I have hereunto set my hand and affixed the seal of said county court by order of the county court of said county, this ——— day of ———, 189—.

—————,
County clerk of ——— county, Oregon.

The vote at such special election shall be by ballot. The voters favoring the funding of the indebtedness of the county shall vote bonds, "Yes," and those opposed, bonds, "No." Return shall be made of the votes at said special election in the same manner as the returns are made of a general election. If a majority of the voters of said county voting at such special election shall vote bonds "Yes," the indebtedness of such county shall be funded, and bonds of said county shall be issued and disposed of for such purposes as provided in this act. The county court shall cause the county clerk to prepare a list of all county orders or warrants issued by said county then unpaid, which were issued in payment of any of the expenses and salaries mentioned in the first section of this act. From the list the county court shall ascertain and determine the amount of the indebtedness to be funded, and when the amount of such indebtedness is so ascertained and determined, the county court shall make an order and enter the same in the record of its proceedings that such indebtedness be funded, fixing the amount

thereof, and the date, place of payment, and the rate of interest of the bonds to be issued for that purpose.

AMENDMENT.

Strike out the words "as soon as said lists are filled," in line 1 of section 3 of the printed bill, and insert in lieu thereof the following: "Upon the making by the county court of the order for the funding of the indebtedness of the county"; strike out the word "holder," in line 4, and insert in lieu thereof the word "bearer"; strike out the word "within" in line 4; strike out in line 5 the words "from their" and insert in lieu thereof the words "after its"; in line 5, after the word "date," insert the words "without grace with the option to said county to redeem the same on the first day of July of any year after the tenth year following the issue of the bonds"; in line 5 strike out the word "cent" and insert in lieu thereof the word "centum."

AMENDMENT.

Strike out the words "fill in the date in each bond and" in lines 1 and 2 of section 4 of the printed bill; in line 5, after the word "Portland," insert the word "Oregon."

AMENDMENT.

In line 2 of section 8 of the printed bill insert after the word "county," where it occurs the second time in said line, the words "in addition to the other taxes"; in line 3, after the word "sufficient," insert the words "in amount"; strike out all that portion of section 8 commencing with the word "on," in line 4, and extending down to and including the word "warrants," in line 10, and insert in lieu thereof "for the payment of the interest upon said bonds"; also in line 3 strike out the word "meet" and insert in lieu thereof the word "pay."

AMENDMENT.

Insert between sections 8 and 9 a new section, to be numbered section 9, as follows:

Section 9. The county court of each of said counties which shall issue any bonds under this act, shall each year, from and after the tenth year following the issue of such bonds, and until the whole of such bonds are redeemed, levy and cause to be collected a tax upon the taxable property of the county in addition to the other taxes, sufficient in amount to pay off and redeem one twentieth of the

total amount of such bonds issued. On the first day of July of each year after the tenth year following the issue of said bonds, and until the whole of said bonds are redeemed, with the funds arising from said tax, pay off, call in, and redeem one twentieth in amount of the total amount of said bonds issued, said bonds to be called in and redeemed in numerical order, commencing with the last numbered bond; *provided*, that such county shall have the option to redeem and pay off on the first day of July of any year after the tenth year following the issue of said bonds, all or any part of the bonds then outstanding in addition to one twentieth of the total amount required to be redeemed at said time.

O. F. PAXTON,
Chairman.

On motion of Mr. Daly, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 53, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 26, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 68, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 152, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 185, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 94, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Leave of absence for the remainder of the day's session was granted Mr. Bishop.

On motion of Mr. Manley, the courtesies of the house were extended to Mr. H. B. Nicholas and he was invited to a seat within the bar of the house.

On motion of Mr. Myers, Mr. McInnis was included in the invitation.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 16, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Strike out all of section 1 and insert in lieu thereof a new section to read as follows:

Section 1. The pleadings in a justice court may be either oral or in writing. No formal or written pleadings are required. When the pleadings are oral, the justice must enter the substance of the same in his docket, together with the verification thereof when a verification is required, which verification must be signed by the party pleading, and when the pleadings are oral the plaintiff shall, if the action be upon a written instrument or account, file such writing or a copy thereof, or a copy of the account sued on, before process shall issue. If the defense or counter claim relied upon be founded upon a written instrument or an account, the defendant shall before the trial file with the justice such instrument or copy thereof, or a copy of the account relied upon. A pleading, if in writing, must be delivered to the justice and filed by him.

AMENDMENT.

Strike out all of section 2 and insert in lieu thereof a new section to read as follows:

Section 2. No action shall be dismissed or discontinued for any defect or insufficiency in the pleading or statement thereof if the plaintiff shall file the instrument or a copy thereof, or a copy of the account sued on, before the jury is sworn or trial commenced, or when required by the justice.

AMENDMENT.

In line 9 of section 4 of the printed bill, after the word "account," insert the word "or"; in line 10, after the word "dollars," insert the following: "for which sum judgment will be rendered against you if you fail so to appear and answer said complaint."

AMENDMENT.

Strike out all of section 5 and insert in lieu thereof the following:

Section 5. Service of the summons may be made either by delivering a copy thereof to him in person, or, if he cannot after reasonable diligence be found, by leaving a copy thereof for the defendant at his usual place of abode with some person of his family over the age of fifteen years. If the defendant be a corporation, service of the summons may be made upon it by delivering a copy thereof to the president, secretary, or managing or local agent of such corporation.

AMENDMENT.

Strike out all of section 6 and insert in lieu thereof the following:

Section 6. Whenever an appeal shall have been taken from the judgment rendered in the justice court and perfected by giving service and filing the notice of appeal, and giving the undertaking and filing the transcript as required by law, the circuit court shall proceed to hear, try, and determine the cause anew, disregarding irregularities and imperfections in matters of form which may have occurred in the proceedings in the justice court.

AMENDMENT.

In line 2 of section 7 of the printed bill, strike out the word "abatement" and insert in lieu thereof the word "statement."

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the amendments were adopted, the bill ordered engrossed and to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 30,—a bill for an act to exempt homesteads from attachments and execution.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 30 was read first time and passed to second reading without question.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 26, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 114, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
—, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 135, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 65, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 33, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Add to the bill at the end thereof the following: "*provided*, that when the inventory of any estate shows, or it otherwise appears to the satisfaction of the county court or judge thereof, that all the property left by the deceased within the jurisdiction of the court does not exceed in value the sum of three hundred and fifty dollars, the county court or judge thereof may order the property sold, if any sale thereof be necessary, without notice, or upon such notice as the court or judge thereof may direct in a summary manner, at

public or private sale and with or without appraisement; and in such cases the notice of the appointment of the administrator may be given by posting the same in three public places of the county for four weeks successively, and notice of the filing of the final account may be given in the same manner."

AMENDMENT.

After the word "sale," in line 20 of the printed bill, insert the following: "*provided*, that all sales of real property made at private sale shall be reported to the county court in the same manner and be subject to resale and require confirmation in the same manner as other sales of real property made by executors or administrators."

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 81, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 70, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Strike out the words "sections 56 and 57 of chapter I., title V. of the annotated laws of Oregon as compiled by William Lair Hill," and insert in lieu thereof "section 57 (56), title V., chapter I. of the code of civil procedure of the state of Oregon, as compiled and annotated by William Lair Hill, relating to the service of summons in civil actions by publication," so that the title of the bill shall be as follows: "A bill for an act to amend section 57 (56), title V. of chapter I. of the code of civil procedure of the state of Oregon, as compiled and annotated by William Lair Hill, relating to the service of summons in civil actions by publication."

AMENDMENT.

Strike out all of section 1 of the bill.

AMENDMENT.

Strike out section 2 of the bill and insert in lieu thereof the following:

Section 1. That section 57 (56), title V., chapter I. of the code of civil procedure of the state of Oregon, as compiled and annotated by William Lair Hill, be and the same hereby is amended so as to read as follows:

Section 57 (56). The order shall direct the publication to be made in a newspaper published in the county where the action is commenced, and if there be no newspaper published in the county then in a newspaper to be designated as most likely to give notice to the person to be served, and for such length of time as may be deemed reasonable, not less than once a week for six weeks. In case of publication the court or judge shall also direct a copy of the summons and complaint to be forthwith deposited in the postoffice, directed to the defendant at his place of residence, unless it shall appear that such residence is neither known to the party making the application, nor can with reasonable diligence be ascertained by him. When publication is ordered personal service of a copy of the summons and complaint out of the state shall be equivalent to publication and deposit in the postoffice. In either case the defendant shall appear and answer within sixty days from the date of the first publication of said summons, which said date of first publication shall be stated in said summons, and if he does not judgment may be taken against him for want thereof. In case of

personal service out of the state, the summons shall specify the time prescribed in the order of publication.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Geer of Clackamas, chairman of the committee on military affairs, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on military affairs, to whom was referred house bill No. 117, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. P. GEER,
Chairman.

On motion of Mr. Geer of Clackamas, the bill was considered engrossed and ordered to third reading.

Mr. Geer of Clackamas, chairman of the committee on military affairs, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on military affairs, to whom was referred house bill No. 116, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

After the words "adjuant-general" in line three of printed bill, strike out the words "with the rank of brigadier-general."

J. P. GEER,
Chairman.

Mr. Geer of Clackamas, chairman of the committee on military affairs, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker :

Your committee on military affairs, to whom was referred house bill No. 140, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

After the words "school district" in line 5, and after the words "thereto" in line 9 of printed bill, strike out the words "five dollars" and insert "not less than the amount raised by the five-mill county school tax of the assessment and levy of 1892."

J. P. GEER,
 Chairman.

On motion of Mr. Geer of Clackamas, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Cooper, chairman of the committee on roads and highways submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker :

Your committee on road and highways, to whom was referred house bill No. 12, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

P. COOPER,
 Chairman.

On motion of Mr. Cooper, the bill was considered engrossed and ordered to third reading.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 30, 1893. }

Mr. Speaker:

Your committee on roads and highways, to whom was referred house bill No. 150, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend the title of the act by striking out the figures "4005" and "4006."

AMENDMENT.

Amend by striking out sections 1 and 2.

AMENDMENT.

Amend section 3 so as to read as follows:

Section 3. That section 4007 is hereby amended so as to read as follows:

Sec. 4007. Said commissioners shall each receive an annual salary of \$2,000, to be paid by the state treasurer quarterly as the salaries of other officers are paid. The clerk of said board shall receive an annual salary of \$2,000, to be paid in like manner as the salary of said commissioners.

P. COOPER,
Chairman.

On motion of Mr. Wilkins, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 29, 1893. }

Mr. Speaker:

Your committee on roads and highways, to whom was referred house bill No. 78, beg leave to report that we have had the same

under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

P. COOPER,
Chairman.

On motion of Mr. Cooper, the bill was considered engrossed and ordered to third reading.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 25, 1893. }

Mr. Speaker :

Your committee on roads and highways, to whom was referred house bill No. 281, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

P. COOPER,
Chairman.

On motion of Mr. Cooper, the bill was considered engrossed and ordered to third reading.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker :

Your committee on roads and highways, to whom was referred house bill No. 181, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

P. COOPER,
Chairman.

On motion of Mr. Cooper, the bill was considered engrossed and ordered to third reading.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker :

Your committee on roads and highways, to whom was referred house bill No. 182, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

P. COOPER,
 Chairman.

On motion of Mr. Cooper, the bill was considered engrossed and ordered to third reading.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 26, 1893. }

Mr. Speaker :

Your committee on roads and highways, to whom was referred house bill No. 54, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

P. COOPER,
 Chairman.

On motion of Mr. Cooper, the bill was considered engrossed and ordered to third reading.

Mr. Duncan, chairman of the committee on printing, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 1, 1893. }

Mr. Speaker :

Your committee on printing, to whom was referred house bill No. 167, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

C. H. DUNCAN,
 Chairman.

On motion of Mr. Wright of Marion, the bill was considered engrossed and passed to third reading.

Mr. Russell, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker :

Your committee on corporations, to whom was referred senate bill No. 36, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

L. H. RUSSELL,
Chairman.

Senate bill No. 36 was ordered to third reading.

Mr. Russell, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker :

Your committee on corporations, to whom was referred house bill No. 166, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

L. H. RUSSELL,
Chairman.

On motion of Mr. Russell, the bill was ordered engrossed and passed to third reading.

Mr. Russell, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker :

Your committee on corporations, to whom was referred house bill No. 122, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house with the recommendation that it do not pass.

L. H. RUSSELL,
Chairman.

By unanimous consent of the house, Mr. Ormsby withdrew the bill.

Mr. Russell, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on corporations, to whom was referred house bill No. 284, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

This act shall take effect from and be in force from and after its approval by the governor.

L. H. RUSSELL,
Chairman.

On motion of Mr. Elmore, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Russell, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on corporations, to whom was referred house bill No. 23, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

L. H. RUSSELL,
Chairman.

On motion of Mr. Russell, the bill was considered engrossed and passed to third reading.

Mr. Russell, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker :

Your committee on corporations, to whom was referred house bill No. 213, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

L. H. RUSSELL,
Chairman.

On motion of Mr. Russell, the bill was considered engrossed and passed to third reading.

Mr. Russell, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker :

Your committee on corporations, to whom was referred house bill No. 157, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

L. H. RUSSELL,
Chairman.

On motion of Mr. Russell, the bill was considered engrossed and passed to third reading.

Mr. Russell, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker :

Your committee on corporations, to whom was referred house bill No. 139, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house with the recommendation that it do pass.

L. H. RUSSELL,
Chairman.

On motion of Mr. Russell, the bill was considered engrossed and passed to third reading.

Mr. Russell, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on corporations, to whom was referred house bill No. 40, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Amend section 2 so as to read as follows:

Section 2. The corporate limits of the city of Sheridan shall be as follows, to wit: Beginning at the southeast corner of H. B. Falconer's donation land claim in Yamhill county, Oregon, thence north forty (40) chains; thence west eighty-five (85) chains to the west line of said donation land claim; thence southerly along said line to the southwest corner of said claim; thence northeasterly along the south boundary of said donation land claim eight (8) chains to the west boundary of former corporate limits as surveyed by H. S. Maloney; thence south to the southwest corner of said survey; thence east eighty (80) chains to a point twenty (20) chains south of beginning corner; thence north to the place of beginning.

L. H. RUSSELL,
Chairman.

On motion of Mr. Russell, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Russell, chairman of the committee on corporation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on corporation, to whom was referred house bill

No. 215, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

L. H. RUSSELL,
Chairman.

On motion of Mr. Russell, the bill was considered engrossed and passed to third reading.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 1, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Russell, chairman of the committee on corporations, submitted the following report:

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker :

Your committee on corporations, to whom was referred senate bill No. 8, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In section 5, line 10, after the word "property" insert the following: "unless such indebtedness is owing within said city"; also in section 5, after line 260, add the following: "*provided*, that the city of Hillsboro is granted the authority and power to fix the rates to be charged the inhabitants of the city of Hillsboro for the use of water and lights; *provided further*, that the inhabitants of said city of Hillsboro shall never be charged by the Hillsboro Light and Water Company of said city any greater rates for the use of its

water and lights than the schedule of rates in force on the first day of January, 1893."

AMENDMENT.

In section 6, after line 5, add the following: "he has also authority to appoint all appointed officers by and with the approval of the council."

AMENDMENT.

Strike out all of section 20 and insert the following in lieu thereof: "All bonds heretofore owned by said town of Hillsboro are hereby ratified, legalized, and declared valid, and are assumed and shall be paid and performed by said town of Hillsboro."

L. H. RUSSELL,
Chairman.

On motion of Mr. Durham, the amendments were adopted and the bill passed to third reading.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 121, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 63,—a bill for an act to amend section 2992 of chapter XX. of Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 63 was read first time and passed to second reading without question.

Mr. Gullixson, chairman of the committee on commerce, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 1, 1893. }

Mr. Speaker:

Your committee on commerce, to whom was referred senate bill No. 39, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In section 3894, line 15, strike out the word "Clatsop" and insert the word "Multnomah" in lieu thereof.

AMENDMENT.

In section 3908, line 11, strike out after the word "service" the words "no pilot license"; also in section 3908, strike out all of lines 12, 13, 14, and 15, and insert in lieu thereof the words "every pilot is entitled to and shall receive from the vessels to which his services are rendered the full amount of pilotage fees."

AMENDMENT.

In section 3918, line 6, strike out the word "and" and insert in lieu thereof the word "or"; in line 7, after the word "vessels," strike out the words "under one thousand tons"; in line 8, after the word "draught," strike out the words "and all vessels over one thousand tons shall pay five"; in line 9, strike out the words "dollars per foot draught," in line 9, strike out the word "four" as it appears after the word "and," and insert the word "two" in lieu thereof.

AMENDMENT.

In section 3919, line 6, after the word "vessels," strike out the words "under one thousand"; in line 7, strike out the word "tons"; in same line, after the word "and," strike out the words "all vessels over one thousand tons shall"; in line 8, strike out the words "pay two dollars per foot draught and"; also in same line strike out the word "three" and insert the word "two" in lieu thereof; in line

12, strike out the word "ten" and insert the words "seven dollars and fifty cents" in lieu thereof.

H. F. GULLIXSON,
Chairman.

On motion of Mr. Gullixson, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Gullixson, chairman of the committee on commerce, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on commerce, to whom was referred house bill No. 113, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In section 1, strike out the word "fifty" and insert in lieu thereof the word "forty-nine."

AMENDMENT.

In section 3, after the word "flour," in last full line of written bill, insert the words "as provided in section 2 of this bill."

H. F. GULLIXSON,
Chairman.

On motion of Mr. Gullixson, the amendments were adopted, and the bill ordered engrossed and to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 143,—a bill for an act entitled an act to amend section 2243, chapter IV., title II. of the laws of Oregon, as compiled and annotated by W. Lair Hill.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 143 was read first time and passed to second reading without question.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on counties, to whom was referred house bill No. 158, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it be referred to the committee on agriculture.

J. N. BROWN,
Chairman.

On motion of Mr. Brown of Morrow, the bill was referred to the committee on agriculture.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on counties, to whom was referred house bill No. 143, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on printing.

J. N. BROWN,
Chairman.

On motion of Mr. Brown of Morrow, the bill was referred to the committee on printing.

On motion of Mr. Myers, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

The house was called to order by the speaker at 1:30 o'clock P. M.

The roll was called, and all the members responded excepting Messrs. Jeffreys, Merrill, and Russell.

Mr. Merrill, chairman of the committee on public lands, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee on public lands, to whom was referred house bill No. 285, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Strike out all of section 1.

AMENDMENT.

Change section 3 so as to read "be punished with a fine of not less than ten dollars nor more than one hundred dollars, etc."

AMENDMENT.

In section 4, after the words "kindle any fire thereon," insert the words "without the consent of the owner of said lands, etc."; also change the words "five hundred dollars" to read "one hundred dollars"; strike out the words "if such fire be kindled without notice"; change the words "one thousand dollars" to read "two hundred and fifty dollars."

AMENDMENT.

In section 5, after the words "wooded country or forest," strike out all down to the words "shall be deemed guilty, etc."

N. MERRILL,
Chairman.

On motion of Mr. Merrill, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred senate bill No. 60, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

T. T. GEER,
Chairman.

On motion of Mr. Geer of Marion, the bill was passed to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker :

Your committee on agriculture, to whom was referred house bill No. 168, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

T. T. GEER,
Chairman.

On motion of Mr. Geer of Marion, the bill was considered engrossed and ordered to third reading.

Mr. Geer, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February —, 1893. }

Mr. Speaker :

Your committee on agriculture, to whom was referred house bill No. 134, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend the title by inserting after the reference to section 3448, "3469," and after the reference to section 3449 insert "3461."

AMENDMENT.

Amend section 3459 so as to read as follows:

Sec. 3459. All barbed wire fences in any of the counties west of the Cascade mountains in this state shall be constructed on posts set not farther than sixteen and one half feet apart, and the wires shall be sufficiently close to turn all stock which may lawfully run at large in the counties where such fence is constructed.

T. T. GEER,
 Chairman.

On motion of Mr. Geer of Marion, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February —, 1893. }

Mr. Speaker :

Your committee on agriculture, to whom was referred house bill No. 25, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

That after the word "lands," in line 6, section 8 of the printed bill, add the following: "The provisions of this act shall apply only to the county of Umatilla."

AMENDMENT.

Add the following section, to be numbered section 10:

Section 10. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

T. T. GEER,
Chairman.

On motion of Mr. Geer of Marion, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker :

Your committee on agriculture, to whom was referred house bill No. 164, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass.

T. T. GEER,
Chairman.

On motion of Mr. Geer of Marion, the bill was considered engrossed and passed to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker :

Your committee on agriculture, to whom was referred house bill No. 92, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

By adding thereto the following: “*provided, however, that the provisions of this act shall not apply to any county east of the Cascade mountains, excepting Umatilla.*”

T. T. GEER,
Chairman.

On motion of Mr. Belts, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred senate bill No. 5, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

T. T. GEER,
Chairman.

Senate bill No. 5 was ordered to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred house bill No. 186, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

T. T. GEER,
Chairman.

On motion of Mr. Geer of Marion, the bill was considered engrossed and passed to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred house bill No. 159, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house with the recommendation that it do pass.

T. T. GEER,
Chairman.

On motion of Mr. Geer of Marion, the bill was considered engrossed and passed to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker :

Your committee on agriculture, to whom was referred house bill No. 57, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In section 5, line 12, printed bill, strike out the words “twenty-five” and insert the words “one hundred” in lieu thereof.

T. T. GEER,
Chairman.

On motion of Mr. Coon, the amendment was adopted, the bill ordered engrossed and passed to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker :

Your committee on agriculture, to whom was referred house bill No. 184, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

T. T. GEER,
Chairman.

On motion of Mr. Northup, the bill was indefinitely postponed.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred house bill No. 188, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

T. T. GEER,
Chairman.

On motion of Mr. Geer of Marion, the bill was considered engrossed and passed to third reading.

Mr. Gowan, chairman of the committee on railways and transportation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on railways and transportation, to whom was referred house bill No. 97, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In the title of printed bill, after the word “companies,” insert the words “corporations and persons.”

AMENDMENT.

In section 1, line 1, after the word “company,” insert the following: “Every person, company, or corporation engaged in the manufacture of woolen or cotton goods, jute fabrics; every person, company, or corporation engaged in the manufacture of flour, meal, oat meal by any process used in what are known as flouring mills; every person, company, or corporation operating any foundry or plants used for working up by machinery iron or steel; every per-

son, company, or corporation operating or working any machine shops or factory wherein machinery is made, used, or employed; every person, company, or corporation operating any cannery or dryer; every person, company, or corporation operating steam engines used in harvest fields or for sawing wood; every person, company, or corporation operating or having for use in business houses or dwellings elevators of every description; every person, company, or corporation operating railroads by motor power, horse power, or by electricity; every person, company, or corporation operating any power-house or electric plant in which electricity is generated, used, or employed; all water companies; all contractors, companies, or corporations engaged in building bridges, houses, or edifices of every description; every person, company, or corporation engaged in the manufacture of sash, doors, shingles, or furnishings in wood; every person, company, or corporation operating saw mills, manufacturing lumber or furniture, or operating steamboats or steam ferry-boats."

AMENDMENT.

In section 1, line 3, after the word "of," insert the words "his or their."

AMENDMENT.

In section 3, line 3, after the words "misunderstanding of," strike out the word "it" and insert the word "their" in lieu thereof.

AMENDMENT.

In section 2, line 2, after the word "company," insert the words "persons or corporations aforesaid."

AMENDMENT.

In section 3, line 1, after the words "the employés," strike out the words "on railroads," and insert the words "in the pursuits aforesaid" in lieu thereof.

A. W. GOWAN,
Chairman.

On motion of Mr. Wright, the bill and amendments were referred to the committee on judiciary and ordered printed.

On motion of Mr. Miller, the courtesies of the house were extended to Hon. S. M. Garland, and he was invited to a seat within the bar.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 1, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 9, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

E. N. CHANDLER,
 Chairman.

On motion of Mr. Belknap, the bill was indefinitely postponed.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 1, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 29, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. N. CHANDLER,
 Chairman.

Mr. Durham moved that the bill be indefinitely postponed.

The ayes and nays were demanded by Messrs. Ford, Upton, and Belknap.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Chandler, Cornelius, Geer of Clackamas, Gowan, and Gullixson—5.

Nays—Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Absent—Mr. Paxton—1.

So the motion was lost.

House bill No. 29 was considered engrossed and ordered to third reading.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on assessment and taxation, to whom was referred house bill No. 37, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. N. CHANDLER,
Chairman.

On motion of Mr. Maloney, the bill was considered engrossed and passed to third reading.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on assessment and taxation, to whom was referred house bill No. 63, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In section 1, line 10, strike out the word "November" and insert the word "January" in lieu thereof.

E. N. CHANDLER,
Chairman.

On motion of Mr. Merritt, the amendment was adopted, the bill ordered engrossed and passed to third reading.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 1, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 73, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. N. CHANDLER,
 Chairman.

On motion of Mr. Gill, the bill was laid on the table.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 1, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 61, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

E. N. CHANDLER,
 Chairman.

On motion of Mr. Duncan, the bill was indefinitely postponed.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 1, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 84, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. N. CHANDLER,
 Chairman.

On motion of Mr. Blevins, the bill was considered engrossed and passed to third reading.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 89, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. N. CHANDLER,
Chairman.

On motion of Mr. Ford, the bill was considered engrossed and passed to third reading.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 131, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. N. CHANDLER,
Chairman.

Mr. Northup moved that the bill be indefinitely postponed.

The ayes and nays were demanded by Messrs. Upton and McEwen.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Buxton, Chandler, Cooper, Cornelius, Duncan, Durham, Geer of Clackamas, Gill, Goodrich, Gowan, Jeffreys, Lamson, Lawton, Manley, Merrill, Myers, Northup, Ormsby, Paxton, Russell, Toner, Trullinger, and Wright of Union—28.

Nays—Messrs. Baughman, Blevins, Campbell, Coon, Currin,

Daly, Day, Elmore, Ford, Geer of Marion, Gullixson, Hobbs, Houck, Inman, King, Layman, Maloney, Mays, McEwen, Merritt, Miller, Myer, Nichols, Nickell, Sheridan, Staats, Stone, Upton, Wilkins, Wilkinson, and Mr. Speaker—31.

Absent—Mr. Wright of Marion—1.

So the motion was lost.

On motion of Mr. Upton, the bill was considered engrossed and ordered to third reading.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on assessment and taxation, to whom was referred house bill No. 132, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. N. CHANDLER,
Chairman.

Mr. Brown of Morrow moved that the bill be indefinitely postponed.

The ayes and nays were demanded by Messrs. Upton and Wilkinson.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Cornelius, Duncan, Durham, Geer of Clackamas, Goodrich, Hobbs, Lawton, Manley, Merrill, and Paxton—15.

Nays—Messrs. Baughman, Belts, Blevins, Chandler, Coon, Cooper, Currin, Daly, Day, Elmore, Ford, Geer of Marion, Gill, Gullixson, Houck, Inman, Jeffreys, King, Layman, Maloney, Mays, McEwen, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—42.

Absent—Messrs. Belknap, Gowan, and Lamson—3.

So the motion was lost.

On motion of Mr. Wilkinson, the bill was considered engrossed and ordered to third reading.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 1, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 170, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. N. CHANDLER,
 Chairman.

Mr. Geer of Clackamas moved that the bill be laid on the table.
 The motion was lost.

On motion of Mr. Upton, the bill was considered engrossed and ordered to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 164,—a bill for an act to amend an act entitled "An act to protect hotel-keepers, innkeepers, and boarding-house keepers," approved February 25, 1889.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
 Chief clerk.

Senate bill No. 164 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 169,—a bill for an act to authorize the construction of a bridge across the Willamette river from a point on Sixth street in Oregon City, Oregon, to some suitable point across said river opposite thereto.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 169 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 43,—a bill for an act to amend sections 1, 2, and 7 of an act entitled an act for the extirpation of the Canada thistle, approved February 25, 1889.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 43 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 82,—a bill for an act to amend section 3224 of Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 82 was read first time and passed to second reading without question.

Mr. Daly, chairman of the committee on medicine and pharmacy, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker:

Your committee on medicine and pharmacy, to whom was referred house bill No. 69, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In section 4, line 16, printed bill, after the word "act," add the words "and who was engaged in the practice of medicine and surgery in the state of Oregon during the four (4) years next preceding February 21, 1891"; also in section 4, line 18, printed bill, after the word "registered," add the words "also the affidavit of two reputable citizens of said county certifying that the applicant was engaged in the practice of medicine and surgery in the state of Oregon during the four (4) years next preceding February 21, 1891."

B. DALY,
 Chairman.

Mr. Northup moved that the bill be indefinitely postponed.

The ayes and nays were demanded by Messrs. Gill and Durham.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Cooper, Currin, Day, Duncan, Durham, Elmore, Goodrich, Gowan, Layman, McEwen, Merrill, Merritt, Myer, Nichols, Northup, Ormsby, Stone, Toner, and Upton—25.

Nays—Messrs. Belknap, Coon, Cornelius, Daly, Ford, Geer of Clackamas, Geer of Marion, Gill, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Maloney, Manley, Mays, Miller, Myers, Nickell, Russell, Sheridan, Staats, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—30.

Absent—Messrs. Bishop, Buxton, Campbell, Paxton, and Wright of Union—5.

So the motion to indefinitely postpone was lost.

On motion of Mr. Daly, the amendments were adopted, the bill ordered engrossed and to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 78,—a bill for an act to enable women to hold educational offices within the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 78 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 76,—a bill for an act to repeal section 7 of an act entitled an act providing for the incorporation of churches and religious, benevolent, literary, and charitable societies, which took effect by operation of the constitution January 20, 1865.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 76 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 48,—a bill for an act to amend section 397 of title I. of chapter V. and section 815 of title V. of chapter IX. of the code of civil of procedure as compiled and annotated by W. Lair Hill.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 48 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 135,—a bill for an act to amend section 60 of an act entitled an act to incorporate Baker City, in Baker county, state of Oregon, and to repeal all prior acts to incorporate Baker City, in Baker county, state of Oregon, and the amendments thereto, filed in the office of the secretary of state, February 21, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 135 was read first time and passed to second reading without question.

Mr. Daly, chairman of the committee on medicine and pharmacy, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker :

Your committee on medicine and pharmacy, to whom was referred house bill No. 136, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass, as house bill No. 69 contains all relating to the subject of said house bill No. 136.

B. DALY,
Chairman.

On motion of Mr. Cooper, the bill was considered engrossed and passed to third reading.

Mr. Gill, chairman of the committee on public morals, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 31, 1893. }

Mr. Speaker:

Your committee on public morals, to whom was referred senate joint resolution No. 4, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted by the house.

JOHN GILL,
 Chairman.

Mr. Gill moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—51.

Nays—Messrs. Lawton, Northup, and Paxton—3.

Absent—Messrs. Bishop, Buxton, Campbell, Ford, King, and Merrill—6.

So the resolution was adopted.

Mr. Durham, chairman of the committee on salaries and mileage submitted the following report:--

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker:

Your committee on salaries and mileage, to whom was referred house bill No. 155, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be considered in committee of the whole.

S. A. DURHAM,
 Chairman.

On motion of Mr. Durham, the bill was referred to the committee of the whole.

Mr. Durham, chairman of the committee on salaries and mileage, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker :

Your committee on salaries and mileage, to whom was referred house bill No. 25, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Strike out all after the word "follows," in line 7, section 1 of the original bill, and insert the following:

Sec. 2364. The fees of the assessor shall be three dollars per day, except in the counties east of the Cascade mountains, and Jackson, Josephine, Douglas, Tillamook, Clackamas, Clatsop, and Marion, where they shall receive four dollars per day for their services as assessors, and in Multnomah county he shall receive six thousand dollars per annum for his services as assessor of said county. The per diem of commissioners of the county court shall be for each day so employed in the transaction of county business, three dollars, except in the counties of Douglas, Lake, Klamath, Jackson, Yamhill, and Gilliam, where they shall be four dollars per day, and in the county of Union, where they shall be six dollars per day for every day employed in the transaction of county business.

S. A. DURHAM,
Chairman.

On motion of Mr. Trullinger, the amendment was adopted and the bill passed to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 142,—a bill for an act to amend section 2575 of Hill's annotated laws of Oregon, second edition, miscellaneous

laws of 1892, as compiled and annotated by W. Lair Hill, pertaining to education.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 142 was read first time and passed to second reading without question.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 110, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend the title so as to read as follows:

A bill for an act to provide for a more effective protection of fish, game, and song birds; for the appointment of a fish and game commission, and to define its powers and duties; and to repeal an act entitled an act to provide for the propagation and preservation of salmon and food fishes in the public waters of the state of Oregon, including so much of the streams which form common boundaries between said state and adjacent territories, and appropriating money therefor; also for the appointment of a fish commission, approved February 18, 1887.

AMENDMENT.

Strike out all after the enacting clause and insert the following:

Section 1. That the legislative assembly shall elect five persons, not more than three of whom shall belong to the same political party, who shall constitute a state game and fish commission, two of whom as indicated by the legislative assembly serve for two years, and three of whom shall serve for four years, and until their successors are appointed and qualified; and upon the expiration of each, his place and that of his successor shall in like manner be

filled for the term of four years. Said persons when chosen shall serve without pay, and shall be known as the fish and game commission of the state of Oregon.

Section 2. Said commissioners shall have power and it is hereby made their duty to elect a competent person, who shall be known as the state fish and game warden, who shall serve during the pleasure of said commissioners, and whose duty it shall be to see that the laws for the protection and propagation of fish and game are enforced.

Section 3. Before entering upon his duties he shall file with the secretary of state a bond with two or more sufficient sureties in the sum of five thousand dollars (\$5,000), conditioned that he will faithfully discharge his duties as prescribed in this act.

Section 4. The fish and game warden shall give his time and attention to the duties of said office, and his powers and duties shall be as hereinafter in this act defined. His compensation shall be not more than two thousand dollars (\$2,000) per year, to be paid in quarterly installments.

Section 5. Said commissioners may also employ detectives and patrolmen when needed, at the compensation of \$2.50 per day, to assist in the detection and prosecution of all violations of the fish and game laws; *provided*, that the expenses so incurred shall not exceed one thousand dollars (\$1,000) per annum.

Section 6. It shall be the duty of the fish and game warden, under the direction of the commission, to enforce the laws of the state and the provisions supplementary thereto made by any county court or other proper authority for the protection of fish, game, and song birds; and for this purpose he shall visit suspected places and gather such information as may be in his power to do relative to infractions of such law committed by any person. He shall also have authority to inspect all packages or boxes held either for storage, shipment, or in cold storage which he has reason to believe contain evidence of the infraction of any of the laws of this state for the protection of fish, game, and song birds; and if upon diligent inquiry he can discover evidence sufficient in his judgment to secure conviction of the alleged offenders, or shall have cause to believe that sufficient evidence exists to justify the same, he shall at once institute proceedings to punish the said alleged offenders. It shall also be his duty, and he is hereby given authority, to have and exercise general supervision and management of such hatcheries for the propagation of fish as have been or may be hereafter established by the state, and may also employ necessary and competent assistants to carry on and conduct the same.

Section 7. Such actions or proceedings shall be commenced on

the order of the fish and game warden, or the fish and game commission, in the name of the state of Oregon by any district attorney in the district in which the offense shall be alleged to have been committed; and such actions shall be prosecuted to determination in the county where they shall be commenced, unless for good cause appearing a discontinuance shall be directed by the game and fish protector, but in no case where such discontinuance shall be directed shall any costs be charged or chargeable to the prosecution.

Section 8. It is hereby made the duty of every sheriff, deputy sheriff, and constable within the state of Oregon to enforce all laws for the protection of fish, game, and song birds within their respective counties. In the performance of such duties they shall be subject to the direction and control of the fish and game warden of the fish and game commission, and they shall receive no other compensation than that provided by law for such services as such officer, except as herein in this act provided.

Section 9. All moneys recovered and all fines collected under this act shall be paid to the treasurer of the county in which the suits, actions, or proceedings shall have been commenced; and the district attorney, or treasurer of said county, upon the payment of any judgment, may satisfy the same of record as the attorney for the state. One half of all moneys thus paid into any county treasury over and above the amount necessary to reimburse the county for any outlays or expenses paid out by the county treasurer under this act, shall be paid on or before the thirtieth day of September in each year into the state treasury and become and be part of the general fund; and the remaining one half of all such moneys over and above the amount necessary to reimburse the county for any outlays or expenses paid out by the county treasurer under this act, shall be paid to and belong to the informer, whether said informer be the fish and game warden, sheriff, deputy sheriff, constable, or other person, who causes to be brought the action or proceeding in which such fine or penalty shall be recovered, and shall be paid to him by the county treasurer within thirty days after the same shall be received by him, upon the certificate of the district attorney that such action or proceeding was brought or caused to be brought by such person.

Section 10. The said fish and game warden and any sheriff, deputy sheriff, or constable may, without warrant, arrest any person violating any of the statutes now or hereafter enacted and in force at the time for the protection of fish, game, and song birds, or any of them, and take such person before a justice of the peace or police judge, or other magistrate having jurisdiction, who shall proceed without delay to hear, try, and determine the matter, and give and enter judgment according to the allegations and proofs.

Section 11. The fish and game commission shall annually, on the first day of December, make a report to the governor of its department during the preceding year.

Section 12. All expenses incurred under the provisions of this act shall be audited by the secretary of state upon bills being presented, properly certified, and the said secretary of state shall, from time to time, draw warrants upon the state treasurer for the amounts.

Section 13. An act entitled "An act to provide for the propagation and preservation of salmon and food fishes in the public waters of the state of Oregon, including so much of the streams which form common boundaries between said state and adjacent territories and appropriating money therefor, also for the appointment of a fish commission," approved February 18, 1887, and all other acts or parts of acts in conflict herewith are hereby repealed.

Section 14. Inasmuch as there is urgent need for the protection to be provided by this act, the same shall take effect and be in force from and after its approval by the governor.

On motion of Mr. Upton, the bill was recommitted and ordered printed.

GEO. S. MYERS,
Chairman.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 2, 1893.

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 180, beg leave to report that they have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Amend section 5 by striking out the word "the" where it first occurs in line 3, and insert in lieu thereof the words "his own."

GEO. T. MYERS,
Chairman.

On motion of Mr. Myers, the amendment was adopted, and the bill ordered engrossed and to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 21, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

GEO. T. MYERS,
Chairman.

On motion of Mr. Myers, the bill was considered engrossed and ordered to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 22, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In the fifth and sixth lines of title, strike out the words "Jackson, Curry, and Josephine," and insert the word "Columbia."

AMENDMENT.

In the third and fourth lines of section 1 strike out the words "Jackson and Josephine," and insert the word "Columbia."

GEO. T. MYERS,
Chairman.

On motion of Mr. Myers, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 189, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

GEO. T. MYERS,
Chairman.

On motion of Mr. Gill, the bill was indefinitely postponed.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 10, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Amend section 1 by striking out the word "fifteenth" when it occurs second time on line 7, and insert in lieu thereof the word "first"; also by striking out the word "April," in line 8, and inserting in lieu thereof the word "March"; also by striking out the word "June," in line 8, and inserting in lieu thereof the word "May."

GEO. T. MYERS,
Chairman.

Mr. Coon moved that the amendment be adopted.

The ayes and nays were demanded by Messrs. McEwen and Upton.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Campbell, Coon, Gill, Gullixson, Inman, Jeffreys, Merrill, Myers, Paxton, Russell, Trullinger, and Wright of Union—12.

Nays—Messrs. Baughman, Belknap, Belts, Blevins, Brown of Morrow, Buxton, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Hobbs, Houck, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Sheridan, Staats, Stone, Toner, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—46.

Absent—Messrs. Bishop and Brown of Douglas—2.

So the motion was lost.

On motion of Mr. Merritt, the bill was considered engrossed and ordered to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 149, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Amend by striking out all that part of section 1795 commencing at the word "in," on line 31, and including the word "purpose," on line 2 on page 3.

GEO. T. MYERS,
Chairman.

On motion of Mr. Myers, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 1, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred

house bill No 34, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

GEO. T. MYERS,
Chairman.

On motion of Mr. Myers, the bill was considered engrossed and passed to third reading.

Mr. Northup, chairman of the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker :

Your committee on elections, to whom was referred house bill No. 175, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend the title of said bill by adding thereto the following: "Approved February 13, 1891, and to appropriate sufficient moneys to carry out the provisions of this act."

AMENDMENT.

Amend section 1 of said by striking out the whole thereof and inserting in lieu thereof the following:

Section 1. That section 49 of said act be and hereby is amended so as to read as follows:

Sec. 49. The ballots shall be styled "Official Ballot"; shall state the number or name of the precinct and county they are intended for, and the date when the election is to be held; shall contain the names of all the candidates for offices to be filled at that election whose nominations have been duly made and accepted as herein provided, and who have not died or withdrawn, and shall contain no other names of persons, except that in case of electors of president and vice-president of the United States, the names of the candidates for president and vice-president may be added to the party or political designation; the name of each person nominated shall be printed upon the ballot in but one place, under the name of the party whose nomination he accepted first. The name of the party

or political designation to which any candidate belongs shall appear but once on the ballot, and shall be expressed in not more than three words for any one party. Each ballot shall have along the top thereof a margin or stub one and a half inches wide, perforated along the lower edge thereof. On the left hand of the stub shall be printed the words, "Stub to be torn off by the chairman," and on the right half of the stub shall be printed, "Stub to be torn off by the first clerk." The colored or sample ballots need not be perforated. Immediately below the perforated line shall be printed in capitals these words, "Official ballot for — county, — precinct, June —, 18—." Under the caption shall be plainly printed the words, "Stamp or mark a cross, thus X, in the square to the left of the name of each candidate voted for." The ballot shall be then divided into parallel vertical columns about two and one half inches wide each. The first column on the left hand side of the ballot shall have printed at the top thereof in capitals, "Republican"; the next column, "Democratic"; the next and succeeding columns shall in like manner be headed by the name of some other party or political designation, in such order as the secretary of state shall determine. The last column shall be headed "Independents." In the left hand column shall be printed under the designation of each office, the names of the candidates who have been nominated by the republican party in accordance with the provisions of this act. In the next or second column shall likewise be printed the names of the candidates who have been nominated by the democratic party in accordance with the provisions of this act. In the third column shall likewise be printed the names of the candidates of some other party or assembly of electors who have been nominated in accordance with the provisions of this act. In the last column shall likewise be printed under the designation of the office, arranged in alphabetical order according to surnames, the names of all the candidates who have been nominated by individual electors in accordance with the provisions of this act; and if one column is not sufficient to contain all the candidates so named, an additional column shall be used. At the top of the left hand column, the name of the uppermost candidate as printed shall be numbered 12 on the left margin of the column, the next candidate 13, the next 14, and so on consecutively to the end of the ballot. Whenever the approval of a constitutional amendment or other question is submitted to the vote of the people, such questions shall be printed upon the ballot in the column headed "Independents," and such answer shall be numbered on the left margin as in the case of candidates. Between the number and the name of each candidate printed on the ballot shall be printed a square having a

white interior not less than one fourth of an inch square. The ballots shall be printed so as to give each elector a clear opportunity to designate his choice of candidates and his answers to the questions submitted by stamping or marking a cross, thus X, in the square immediately to the left of the name of the candidate he wishes to vote for for each office, or to the left of the answer he wishes to make. And on the ballots may be printed, in addition to the foregoing, such words as will aid the elector to do this, as "vote for one," or "vote for two," or "vote for three," "yes," "no," and the like. The elector may write in the name of any person not printed on the ballot for whom he desires to vote for any office, and in such case he need not mark or stamp any X opposite the written name. The ballot shall be of sufficient length and width to permit this to be properly done. The white ballots shall be arranged and printed substantially in the following form.

AMENDMENT.

Amend section 2 of said bill by striking out the whole thereof and inserting in lieu thereof the following:

Section 2. Section 54 of said act shall be and hereby is amended so as to read as follows:

Sec. 54. A sufficient time, and not less than five days before the opening of the polls at any election provided for in this act, the county clerk of each county in which the election is to be held shall deliver to the sheriff of the county for use at each polling place in the county:

1. The proper number of ballots required for each polling place prepared and printed as provided in this act.
2. The two ballot boxes required by this act.
3. Two poll-books required by this act.
4. One copy of the election laws of this state required by this act.
5. A sufficient number of tally-sheets required by this act.
6. A sufficient quantity of pens, ink, blotting pads, stamps bearing an X mark, ink pads, indelible copying pencils, file books, and mucilage for filing ballots, envelopes, and needles and string for stringing ballots and stubs, sealing wax, and the like, necessary and convenient for carrying out the provisions of this act.

The white ballots so furnished shall be in a package by themselves, and the package shall be marked on the outside "White Ballots," with the number contained in the package, and the package shall be addressed to the judges of the polling places for which it is intended, and the package shall be certified by the clerk and sealed under the seal of the county court of the county. The

colored or sample ballots shall likewise be in a separate package by themselves, and the package shall be marked on the outside "Colored or Sample Ballots," with the number contained in the package, certified, addressed, and sealed. The poll-books, tally-sheets, and copy of election laws shall likewise be done up in a package, addressed and sealed. The other articles shall likewise be addressed. The county clerk shall keep a record of the addresses thereon, the contents of the packages, and the number thereof.

AMENDMENT.

Amend section 3 of said bill by striking out the whole thereof and inserting in lieu thereof the following:

Section 3. Section 59 of said act shall be and hereby is amended so as to read as follows:

Sec. 59. On receipt of his white ballot, as aforesaid, the elector shall forthwith, and without leaving the enclosed space, retire alone to one of the compartments or places provided, and there shall prepare his ballot by stamping or making a cross mark (X) in the square immediately to the left of the name of the candidate of his choice for each office to be filled; or by writing in the name of the candidate of his choice in a blank space on said ticket, and in the case of a constitutional amendment or other question submitted to a vote of the people by stamping or marking a cross mark (X) in the square immediately to the left of the answer he desires to make; which shall be done with an indelible copying pencil or by marking with pen and ink or stamping with an X stamp furnished for the purpose. Before leaving the compartment or place provided, the elector shall fold his ballot so that the face thereof shall be concealed without displaying the ballot or informing any person how he has prepared it; and he shall fold the ballot so that the remaining stub may be torn off, without exposing the contents of the ballot or the marks or crosses thereon. He shall then deliver the ballot to the chairman, and state his name and residence.

AMENDMENT.

Amend section 4 of said bill by striking out the whole thereof and inserting in lieu thereof the following:

Section 4. Section 68 of said act shall be and hereby is amended so as to read as follows:

Sec. 68. It shall be the duty of the secretary of state, not less than six months before every biennial election in this state, to compile the election laws of the state, and index the same, and cause the same to be printed in suitable pamphlet form, for the use

of the judges of election; also suitable poll-books, required by and in accordance with section 24 of this act; also tally-sheets required by and in accordance with section 24 of this act; also register of nomination books, required by section 49 of this act; also receipts required by and in accordance with section 55 of this act; file book and mucilage for filing the ballots, as required by section 23 of this act; and he shall also provide not less than three indelible copying pencils and not less than three stamps for making a cross mark (X) for stamping the ballots as required by section 59, together with ink pads, large envelopes, wrappers, and other necessary apparatus, ready for use; and he shall forthwith proceed and distribute them to the several county clerks in the state in appropriate quantities. The bills for furnishing said pamphlet copies of the election laws, for ruling, printing, and binding such poll-books, blanks, receipts, register of nominations, and tally-sheets, and procuring such file books and mucilage and pencils and stamps and ink pads, and for preparing and delivering same, as required by this act, shall be audited by the secretary of state, and there is hereby appropriated whatever amount is necessary to pay the same. The secretary of state is hereby authorized to draw warrants upon the general fund of the treasury therefor.

AMENDMENT.

Amend section 5 of said bill by striking out the whole thereof and inserting in lieu thereof the following:

Section 5. That section 23 of said act shall be and hereby is amended so as to read as follows:

Sec. 23. After the polls open the ballot boxes and ballots shall not be moved from the polling place until the count is completed and the returns signed and sealed, unless the polling place is unsuitable for conducting the count in. In such case the judges and clerks may adjourn in a body to some suitable public place near by, and all persons who are entitled to be present during the count shall be at liberty to accompany them and be present until the count is completed and the returns signed and sealed. Within one hour after the poll-books are signed in the manner prescribed in section 22 the count shall begin. In counting the ballots the judges shall sit with their backs immediately against the inside of the guard-rail, provided in accordance with section 56, in such a manner that the persons authorized to be present during the counting of the votes, as provided in section 18, may be able to read the ballot and see that the chairman reads the same aloud correctly. The chairman shall take the ballots out of the box, and he shall take out of the box only one at a time; and he shall then read aloud and an-

nounce distinctly while the ballot is held up in his hand for inspection of the other judges and persons present, (1) the number corresponding with the name, and then the name of the candidate for whom the ballot is to count for each office; (2) the name of each person whose name has been written in the ballot for each office for which the ballot is to count. The chairman shall then sign his initials on the back of the ballot and deliver the ballot to the second judge, who shall examine it and sign his initials on the back of the ballot and then pass it to the third judge, who shall also examine it and immediately pass it face down into the file-book provided by section 68. As soon as the ballot is filed the third judge shall sign his initials across the back of the ballot, and shall also number the ballot upon the back near the bottom consecutively, as filed, commencing with number one.

AMENDMENT.

Amend by striking out the whole of section 6 and inserting in lieu thereof the following:

Section 6. That section 58 of said act shall be and hereby is amended so as to read as follows: .

Sec. 58. Any person desiring to vote shall give his name and his residence to the first of the election clerks, which clerk shall not be of the same political party as the chairman, who shall thereupon announce the name and residence distinctly, and write in the poll-book kept by him the name and residence of the elector and the word "State," or "State and District," if he is qualified to vote for such officers only. The clerk shall then, with pen and ink, write the number of the elector upon the back of each of the two stubs upon said ballot. He shall so number the stubs upon each ballot to correspond with the number of the elector in the poll-book, beginning with No. 1 for the first elector applying to vote, No. 2 for the second elector, and so on, and he shall then tear off the stub which has printed upon it "To be torn off by the first clerk." The clerk shall then deliver the ballot, with the remaining stub still attached thereto, to the elector. The said clerk shall give the elector one of said white ballots, and one only. The clerk shall then, at once, and before issuing another ballot, deliver the stub torn off to the judges, who shall pass it to the second clerk, who shall immediately enter the number in the poll-book, and the name and residence of the elector opposite thereto, and shall retain the stub in his possession.

AMENDMENT.

Section 7. That section 64 of said act shall be and it hereby is repealed.

AMENDMENT.

Amend by striking out the whole of section 8 and inserting in lieu thereof the following:

Section 8. Section 70 of said act shall be and hereby is amended so as to read as follows:

Sec. 70. Any judge or clerk of election, or county clerk, or other public officer upon whom a duty is imposed by this act, who shall wilfully disregard any of the provisions of this act, or who shall negligently fail to perform any duty imposed upon him by this act, or fail to enforce any of the provisions of this act, or who shall in the counting of the ballots or making the returns thereof, wilfully disregard any of the directions or requirements of this act; or any person who shall wilfully or fraudulently alter or destroy any white ballot cast at any election, or any of the returns of any election regulated by this act, or who shall introduce among the genuine ballots a fraudulent ballot; or any person who shall falsely write the initials of the chairman or any writing upon the ballot or ballot stub purporting to be written by the clerk or chairman; or any person who shall steal any of the ballots or returns, or wilfully or fraudulently hinder or delay the delivery of any of the election returns to the county clerk, or wilfully break open any of such sealed returns of any election regulated by this act, upon conviction shall be punished by imprisonment in the penitentiary not less than one year nor more than three years, or by fine not less than five hundred dollars nor more than two thousand dollars, or both such fine and imprisonment.

H. H. NORTHUP,
Chairman.

On motion of Mr. Northup, the amendments were adopted, the bill ordered engrossed and recommitted to the committee on elections to be printed.

Mr. Geer of Marion moved that when the house adjourn, it adjourn to convene at 7:30 o'clock, February 2d.

The motion prevailed.

On motion of Mr. Miller, the house adjourned according to previous order.

D. C. SHERMAN,
Chief clerk.

EVENING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

The house met at 7:30 o'clock P. M. pursuant to adjournment and was called to order by the speaker.

The roll was called, and all members were present excepting Messrs. Belts, Bishop, Brown of Morrow, Currin, Geer of Clackamas, Gowan, Houck, Inman, King, Manley, Mays, Staats, Upton, Wilkinson, and Wright of Union.

Mr. Jeffreys gave notice that on tomorrow he would introduce a bill relative to recording certified deeds and patents.

Mr. Hobbs gave notice that on tomorrow he would introduce a bill for the protection of fish.

Mr. Brown of Douglas gave notice that on tomorrow he would introduce a bill to amend section 21 of the school laws; also a bill to increase the number of judges in the second judicial district.

Mr. Gowan gave notice that on tomorrow he would introduce a bill to amend section 2568 of chapter IV., title III., Hill's code.

Mr. Upton gave notice that on tomorrow he would introduce a bill for the general revision of assessment and taxation laws.

Mr. Ford gave notice that he would on tomorrow introduce a bill to raise revenue for certain purposes, doing away with a fixed mill rate.

Mr. Geer of Clackamas gave notice that on tomorrow he would introduce a bill relating to the admission of patients to the state insane asylum; also a bill to regulate admission of pupils to the state normal school at Monmouth; also a bill to allow widows to appoint guardians for their minor children; also a bill to provide for the purchase of the canal and locks at Oregon City.

The special committee to investigate the affairs of the insane asylum were excused from further attendance on the evening session.

On motion of Mr. Lamson, house bill No. 258 was recalled from the state printer.

On motion of Mr. Miller, house bill No. 278 was recalled from the state printer.

On motion of Mr. Wilkins, house bill 265 was recalled from the state printer.

On motion of Mr. Elmore, house bill No. 284 was recalled from the state printer.

On motion of Mr. Merritt, all corporation bills not in process of printing were recalled from the state printer.

House bill No. 340 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Blevins, Brown of Douglas, Buxton, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Jeffreys, King, Lamson, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Sheridan, Staats, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Belknap, Belts, Bishop, Brown of Morrow, Campbell, Ford, Geer of Clackamas, Hobbs, Houck, Inman, Lawton, Mays, Ormsby, Paxton, Russell, Stone, Upton, Wilkinson, and Wright of Union—19.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 342 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Belts, Bishop, Brown of Morrow, Duncan, Ford, Geer of Clackamas, Hobbs, Inman, Lawton, Ormsby, Paxton, Russell, Upton, Wilkinson, and Wright of Union—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 215 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Buxton, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Belts, Bishop, Brown of Morrow, Campbell, Cooper, Ford, Geer of Clackamas, Gowan, Inman, Manley, Mays, Ormsby, Russell, Upton, Wilkinson, and Wright of Union—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Merritt was called to the chair.

House bill No. 213 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Buxton, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Belts, Bishop, Brown of Morrow, Campbell, Geer of Clackamas, Gowan, Hobbs, Houck, Inman, Manley, Mays, Ormsby, Upton, and Wright of Union—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 137 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Buxton, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Northup, Paxton, Russell,

Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Belts, Bishop, Brown of Morrow, Campbell, Geer of Clackamas, Gowan, Hobbs, Houck, Inman, Manley, Mays, Myers, Northup, Ormsby, Upton, Wilkinson, and Wright of Union—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 23 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Buxton, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Merrill, Merritt, Miller, Myer, Nichols, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Duncan, Geer of Clackamas, Gowan, Hobbs, Houck, Inman, Manley, Mays, McEwen, Myers, Nickell, Russell, Upton, and Wilkinson—19.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 139 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Morrow, Buxton, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Merrill, Merritt, Miller, Myer, Myers, Nichols, Northup, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Belts, Bishop, Brown of Douglas, Campbell, Geer

of Clackamas, Gowan, Hobbs, Houck, Inman, Manley, Mays, McEwen, Nickell, Ormsby, Russell, Upton, and Wilkinson—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 166 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Merrill, Merritt, Miller, Myer, Myers, Nichols, Northup, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Ford, Geer of Clackamas, Gowan, Hobbs, Houck, Inman, Manley, Mays, McEwen, Nickell, Ormsby, Russell, Upton, Wilkinson, and Wright of Union—18.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Miller, from the special committee, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your special committee, to whom was referred house bill No. 278, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

M. A. MILLER,
A. BLEVINS,
W. P. ELMORE,
Committee.

On motion of Mr. Elmore, the bill was considered engrossed and ordered to third reading.

House bill No. 278 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Buxton, Campbell, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Chandler, Geer of Clackamas, Hobbs, Houck, Inman, Manley, Mays, McEwen, Ormsby, Russell, Upton, and Wright of Union—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 265 coming on for second reading, Mr. Wilkins moved that the rules be suspended and the bill read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Daly, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Miller, Myer, Myers, Nichols, Northup, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—46.

Absent—Messrs. Brown of Douglas, Brown of Morrow, Ford, Geer of Clackamas, Gowan, Hobbs, Houck, Inman, McEwen, Nickell, Ormsby, Russell, Upton, and Wright of Union—14.

So the rules were suspended and house bill No. 265 was read second time by title only.

On motion of Mr. Wilkins, the bill was considered engrossed and passed to third reading.

House bill No. 265 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich,

Gullixson, Jeffreys, King, Lamson, Layman, Maloney, Mays, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Ford, Gowan, Hobbs, Houck, Inman, Lawton, Manley, McEwen, Ormsby, Russell, Upton, Wilkinson, and Wright of Union—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 348. Mr. Trullinger. (By unanimous consent.) A bill for an act to amend an act entitled an act to incorporate the city of Astoria, Clatsop county, state of Oregon, and to repeal an act entitled an act to incorporate the city of Astoria, in Clatsop county, Oregon, approved October 20, 1876, and which was filed February 18, 1891, and to repeal sections 51, 99, 100, and 102 thereof.

House bill No. 348 was read first time and passed to second reading without question.

Mr. Trullinger moved that the rules be suspended and that house bill No. 348 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, King, Lamson, Lawton, Layman, Maloney, Mays, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—46.

Absent—Messrs. Brown of Douglas, Brown of Morrow, Ford, Geer of Clackamas, Hobbs, Houck, Inman, Jeffreys, Manley, McEwen, Merrill, Ormsby, Upton, and Wright of Union—14.

So the rules were suspended and house bill No. 348 was read second time by title only.

On motion of Mr. Trullinger, the bill was considered engrossed and passed to third reading.

Mr. Trullinger moved that the rules be further suspended and house bill No. 348 read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson,

King, Lamson, Lawton, Layman, Maloney, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—44.

Absent—Messrs. Blevins, Brown of Douglas, Brown of Morrow, Ford, Geer of Clackamas, Hobbs, Houck, Inman, Jeffreys, Manley, Mays, McEwen, Ormsby, Upton, Wilkinson, and Wright of Union—16.

So the rules were suspended and house bill No. 348 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, King, Lamson, Lawton, Layman, Maloney, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Blevins, Brown of Douglas, Brown of Morrow, Ford, Geer of Clackamas, Hobbs, Houck, Inman, Jeffreys, Manley, Mays, McEwen, Ormsby, Upton, Wilkinson, and Wright of Union—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Lamson, the following amendment to house bill No. 258 was adopted:—

AMENDMENT.

That section 4 be amended to read as follows:

Section 4. That all that portion of the corporated limits south of the Yamhill river constitute the first (1) ward and shall be entitled to two councilmen; that part of the corporate limits north of the Yamhill river constitute the second (2) ward and shall be entitled to four councilmen.

AMENDMENT.

Strike out the word "marshal" in section 9.

The bill was ordered engrossed and to third reading.

House bill No. 160 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bishop, Brown of Morrow, Lawton, Maloney, Ormsby, Upton, Wilkinson, and Wright of Union—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 93 coming on for second reading, was read second time.

Mr. Stone moved that the rules be suspended and the bill read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Northup, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—52.

Absent—Messrs. Hobbs, Houck, Inman, Nickell, Ormsby, Russell, Upton, and Wilkinson—8.

So the rules were suspended and senate bill No. 93 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer,

Myers, Nichols, Nickell, Northup, Paxton, Sheridan, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Brown of Douglas, Brown of Morrow, Geer of Clackamas, Hobbs, Houck, Inman, Ormsby, Russell, Staats, Upton, and Wright of Union—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 26 coming on for second reading, was read second time.

Mr. Wilkins moved that the rules be suspended and the bill read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—51.

Absent—Messrs. Hobbs, Houck, Inman, Jeffreys, King, Ormsby, Upton, Wilkinson, and Wright of Union—9.

So the rules were suspended and senate bill No. 26 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevens, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Geer of Clackamas, Hobbs, Houck, Inman, Ormsby, Russell, Upton, Wilkinson, and Wright of Union—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 28 coming on for second reading, was read second time.

Mr. Belts moved that the rules be suspended and the bill read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—49.

Absent—Messrs. Geer of Clackamas, Hobbs, Houck, Inman, Jeffreys, King, Ormsby, Paxton, Upton, Wilkinson, and Wright of Union—11.

So the rules were suspended and senate bill No. 28 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Bishop, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Ormsby, Paxton, Upton, and Wright of Union—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 153 coming on for second reading, was read second time.

Mr. Cooper moved that the rules be suspended and the bill be read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of

Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—54.

Absent—Messrs. Hobbs, Houck, Inman, Ormsby, Upton, and Wright of Union—6.

So the rules were suspended and senate bill No. 153 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Geer of Clackamas, Hobbs, Houck, Inman, Ormsby, Upton, Wilkinson, and Wright of Union—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 56 coming on for second reading, was read second time.

Mr. Belknap moved that the rules be suspended and that senate bill No. 56 be read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—56.

Absent—Messrs. Ormsby, Upton, Wilkinson, and Wright of Union—4.

So the rules were suspended and senate bill No. 56 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Ford, Houck, Inman, Jeffreys, King, Ormsby, Upton, and Wright of Union—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 156 coming on for second reading, was read second time.

Mr. Miller moved that the rules be suspended and the bill read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—53.

Absent—Messrs. Ford, Hobbs, Houck, Inman, Ormsby, Upton, and Wright of Union—7.

So the rules were suspended and senate bill No. 156 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of

Morrow, Brown of Douglas, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Geer of Clackamas, Hobbs, Houck, Inman, Jeffreys, Upton, Wilkinson, and Wright of Union—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker resumed the chair.

Senate bill No. 69 coming on for second reading, was read second time.

Mr. McEwen moved that the rules be suspended and the bill read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Absent—Messrs. Ormsby and Upton—2.

So the rules were suspended and senate bill No 69 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Ormsby, Paxton, Upton, and Wright of Union—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Merritt, the house adjourned.

D. C. SHERMAN,
Chief clerk.

FRIDAY, FEBRUARY 3, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 3, 1893. }

The house was called to order at half past 9 o'clock A. M. by the speaker.

The roll was called, and all the members were present except Messrs. Daly, Gill, and Myers.

On motion of Mr. Hobbs, the reading of the journal of February 2d was dispensed with.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 104, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Add to the end of section 1 of the bill the following: "It shall be the duty of the county clerk or recorder of conveyances, at the request of the trustee or mortgagee in any mortgage or deed of trust now existing, and recorded in the records relating to real property, which relates to or in any wise affects or is a lien upon personal property, to enter and index such mortgage and deed of

trust in the index of chattel mortgages, and such indexing shall have the same effect as the recording of such mortgage or deed of trust in the records of chattel mortgages."

O. F. PAXTON,
Chairman.

On motion of Mr. Nickell, the amendment was adopted, the bill ordered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 31, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 43, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In section 3, line 5, printed bill, strike out the figures "500" and insert the figures "300" in lieu thereof.

O. F. PAXTON,
Chairman.

On motion of Mr. Wright of Union, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 157, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 66, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
January 31, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 26, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 151, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 28, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 172, beg leave to report that we have had the same under con-

sideration and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Nichols, from the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

We, the undersigned, members of the judiciary committee, to whom was referred house bill No. 172, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

B. F. NICHOLS,
TILMON FORD,
W. R. KING,
Committee.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 32, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill

No. 48, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. W. LAMSON,
Chairman.

On motion of Mr. Lamson, the bill was considered engrossed and passed to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No. 90, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In section 1 strike out “\$2,000” and insert “\$1,500.”

AMENDMENT.

In section 4 strike out “\$2,000” and insert “\$1,500.”

H. W. LAMSON,
Chairman.

On motion of Mr. Lamson, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker :

Your committee on labor, to whom was referred house bill No. 162, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. W. LAMSON,
Chairman.

Absent—Messrs. Ormsby, Upton, Wilkinson, and Wright of Union—4.

So the rules were suspended and senate bill No. 56 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Ford, Houck, Inman, Jeffreys, King, Ormsby, Upton, and Wright of Union—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 156 coming on for second reading, was read second time.

Mr. Miller moved that the rules be suspended and the bill read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—53.

Absent—Messrs. Ford, Hobbs, Houck, Inman, Ormsby, Upton, and Wright of Union—7.

So the rules were suspended and senate bill No. 156 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of

Morrow, Brown of Douglas, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Geer of Clackamas, Hobbs, Houck, Inman, Jeffreys, Upton, Wilkinson, and Wright of Union—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker resumed the chair.

Senate bill No. 69 coming on for second reading, was read second time.

Mr. McEwen moved that the rules be suspended and the bill read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—58.

Absent—Messrs. Ormsby and Upton—2.

So the rules were suspended and senate bill No 69 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Ormsby, Paxton, Upton, and Wright of Union—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Merritt, the house adjourned.

D. C. SHERMAN,
Chief clerk.

FRIDAY, FEBRUARY 3, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

The house was called to order at half past 9 o'clock A. M. by the speaker.

The roll was called, and all the members were present except Messrs. Daly, Gill, and Myers.

On motion of Mr. Hobbs, the reading of the journal of February 2d was dispensed with.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 104, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Add to the end of section 1 of the bill the following: "It shall be the duty of the county clerk or recorder of conveyances, at the request of the trustee or mortgagee in any mortgage or deed of trust now existing, and recorded in the records relating to real property, which relates to or in any wise affects or is a lien upon personal property, to enter and index such mortgage and deed of

trust in the index of chattel mortgages, and such indexing shall have the same effect as the recording of such mortgage or deed of trust in the records of chattel mortgages."

O. F. PAXTON,
Chairman.

On motion of Mr. Nickell, the amendment was adopted, the bill ordered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 31, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 30, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 43, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In section 3, line 5, printed bill, strike out the figures "500" and insert the figures "300" in lieu thereof.

O. F. PAXTON,
Chairman.

On motion of Mr. Wright of Union, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 2, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 167, do hereby report that we have had the same under con-

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 151, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 28, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 172, beg leave to report that we have had the same under con-

sideration and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Nichols, from the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

We, the undersigned, members of the judiciary committee, to whom was referred house bill No. 172, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

B. F. NICHOLS,
TILMON FORD,
W. R. KING,
Committee.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 32, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill

No. 48, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. W. LAMSON,
Chairman.

On motion of Mr. Lamson, the bill was considered engrossed and passed to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No. 90, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In section 1 strike out “\$2,000” and insert “\$1,500.”

AMENDMENT.

In section 4 strike out “\$2,000” and insert “\$1,500.”

H. W. LAMSON,
Chairman.

On motion of Mr. Lamson, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker :

Your committee on labor, to whom was referred house bill No. 162, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. W. LAMSON,
Chairman.

On motion of Mr. Lamson, the bill was considered engrossed and passed to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred senate bill No. 12, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. W. LAMSON,
Chairman.

On motion of Mr. Lamson, the bill was considered engrossed and passed to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house joint memorial No. 9, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

H. W. LAMSON,
Chairman.

Mr. Trullinger moved that further consideration of the memorial be indefinitely postponed.

The ayes and nays were demanded by Messrs. McEwen and Upton.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Morrow, Campbell, Chandler, Cornelius, Durham, Geer of Clackamas, Gowan, Gullixson, Hobbs, Inman, Lamson, Lawton, Layman, Merrill, Merritt, Northup, Russell, Toner, Trullinger, and Wright of Union
—24.

Nays—Messrs. Blevins, Brown of Douglas, Buxton, Coon, Cooper,

Curriu, Day, Elmore, Ford, Geer of Marion, Gill, Goodrich, Houck, King, Maloney, Mays, McEwen, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Sheridan, Staats, Stone, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—32.

Absent—Messrs. Daly, Duncan, Jeffreys, and Manley—4.

So the motion was lost.

Mr. Upton moved that the memorial be adopted.

The ayes and nays were demanded by Messrs. Nickell and McEwen.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Blevins, Campbell, Coon, Cooper, Daly, Day, Elmore, Gill, Goodrich, Houck, Maloney, McEwen, Miller, Myer, Myers, Nickell, Sheridan, Stone, Upton, and Mr. Speaker—20.

Nays—Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Buxton, Chandler, Cornelius, Currin, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gowan, Gullixson, Hobbs, King, Lamson, Lawton, Layman, Mays, Merrill, Merritt, Nichols, Northup, Ormsby, Russell, Staats, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—36.

Absent—Messrs. Inman, Jeffreys, Manley, and Paxton—4.

So the motion to adopt was lost.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 150, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house

bill No. 36, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 16, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 113, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 284, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 127, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 108, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 70, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 3, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 140, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 3, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 127, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

On motion of Mr. Jeffreys, the courtesies of the house were extended to Judge Wolverton, and he was invited to a seat within the bar of the house.

On motion of Mr. Gowan, the courtesies of the house were extended to Hon. J. B. Johnson, and he was invited to a seat within the bar of the house.

Mr. Ormsby, who had withdrawn house bill No. 122, asked unanimous consent of the house to restore it to its former status before the house.

Consent was granted.

On motion of Mr. Ormsby, the bill was referred to the committee on corporations, with leave to report at any time.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker:

Your committee on roads and highways, to whom was referred

house bill No. 100, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In line 2, section 14, strike out the word "four," and after the word "of," insert the following: "not less than two nor more than five."

P. COOPER,
Chairman.

On motion of Mr. Cooper, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Upton gave notice that he would move a reconsideration of the vote by which house bill No. 206 was passed.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker :

Your committee on agriculture, to whom was referred house bill No. 58, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In section 3, line 20, printed bill, after the word "horticulture," insert the following: "as plaintiff, to forthwith file with any justice of the peace in the county within which such infested place, orchard, nursery, trees, plants, vegetables, vines, fruits, or articles is or are situate, a complaint against the owner or owners, or person or persons in charge or possession of the place where such nuisance exists, or against any one of such owners or persons as defendants; whereupon it shall be the duty of such justice of the peace to forthwith cause a summons to issue, requiring the person or persons against whom such complaint is filed to appear on or before a time in said summons to be stated, not less than ten days from the date of issuing such summons to appear, and answer the said complaint, and further setting forth that in case such person or persons fail to appear within the time stated, that a judgment will be rendered

declaring the nuisance alleged in the complaint to exist, and an order issued directing the abatement of the same. Such summons, together with a copy of the complaint, certified by the justice of the peace, shall be served as a summons in a civil action. The defendant may appear within the time stated in the summons and answer the complaint, and the plaintiff may reply thereto; and the said cause shall be tried in all manner as civil actions are tried in justices' courts, and judgment shall be rendered and entered in accordance with the facts established upon the trial. In case the defendant fail to appear within the time stated in the summons, the court shall render judgment in accordance with the prayer of the complaint. Upon the entering of any such judgment the justice of the peace shall cause an order to be issued directing either the plaintiff or any constable or sheriff within the county to abate such nuisance by destroying the pests, their eggs or larvæ, or by destroying all trees, plants, shrubs, vegetables, vines, fruits, or other articles upon which said pests or their larvæ may be found, taking care to do no unnecessary damage to the property or premises of the defendant."

AMENDMENT.

In section 5, line 3, strike out the word "five" and insert the word "three" in lieu thereof.

AMENDMENT.

In section 6, line 5, strike out the figures "6,000" and insert the figures "5,000" in lieu thereof.

T. T. GEER,
Chairman.

On motion of Mr. Wright of Marion, the amendments were adopted, the bill ordered engrossed and to third reading.

On motion of Mr. Lawton, it was ordered that the bill be printed as amended.

Mr. Northrup gave notice that on tomorrow he would make a motion for a change in the rules of the house.

House bill No. 349. Mr. Gowan. A bill for an act to amend section 2586, chapter IV., title III., Hill's code.

House bill No. 349 was read first time and passed to second reading without question.

House bill No. 350. Mr. Brown of Douglas. A bill for an act to provide for an additional circuit judge for the second judicial district in the state of Oregon.

House bill No. 350 was read first time and passed to second reading without question.

House bill No. 351. Mr. Brown of Douglas. A bill for an act to amend section 21 of the school laws of the state of Oregon.

House bill No. 351 was read first time and passed to second reading without question.

House bill No. 352. Mr. Belknap. A bill for an act regulating the rates to be charged for the use of telephones in this state, and providing punishment for its violation.

House bill No. 352 was read first time and passed to second reading without question.

House bill No. 353. Mr. Upton. A bill for an act to provide for the assessment and collection of taxes, and to repeal all of chapter XVII., except section 2751 thereof, of Hill's annotated laws of Oregon; also all of sections 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2342, 2344, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, and subdivisions 29 and 23 of section 2602, subdivisions 3 and 4 of section 2619, sections 2620, 2621, and 2643 of Hill's annotated laws of Oregon; also an "Act to amend section 2757 of title III. of chapter XVII. of the laws of Oregon, as compiled and annotated by W. Lair Hill," passed February 21, 1889; also an act entitled an act to provide assessment blanks for district school clerks, approved February 25, 1889; also an act to amend section 2797 of title VI. of chapter XVII. of the laws of Oregon, as compiled and annotated by W. Lair Hill, approved February 25, 1889; also an act to amend section 2621 of the general laws of Oregon, as compiled and annotated by W. Lair Hill, approved February 25, 1889, and to repeal section 4 of an act approved February 25, 1889, to amend section 4085 of title I., chapter LXXVI. of the laws of Oregon, as compiled and annotated by W. Lair Hill, and to repeal all other acts or parts of acts and all laws inconsistent with this act.

House bill No. 353 was read first time and passed to second reading without question.

House bill No. 354. Mr. Geer of Clackamas. A bill for an act to amend section 3557 of Hill's code, relating to admitting patients to the Oregon state insane asylum.

House bill No. 354 was read first time and passed to second reading without question.

House bill No. 355. Mr. Russell. A bill for an act regulating the payment of the salaries to the judges of the circuit courts of the state of Oregon.

House bill No. 255 was read first time and passed to second reading without question.

House bill No. 356. Mr. Hobbs. A bill for an act entitled an act for the protection of fish in the state of Oregon.

House bill No. 356 was read first time and passed to second reading without question.

House bill No. 358. Mr. Jeffreys. A bill for an act to provide for the recording of certified copies of deeds and patents.

House bill No. 358 was read first time and passed to second reading without question.

House bill No. 359. Mr. Geer of Clackamas. A bill for an act to allow a widow to appoint a guardian for her children.

House bill No. 359 was read first time and passed to second reading without question.

House bill No. 360. Mr. Geer of Clackamas. A bill for an act to regulate the admission of pupils to the state normal school at Monmouth, Oregon.

House bill No. 360 was read first time and passed to second reading without question.

House bill No. 357. Mr. Ford. A bill for an act to amend sections 2789 and 2790 of Hill's code, relating to the levy of taxes for state purposes; and to repeal sections 3772 and 3773 of Hill's code, relating to the raising of revenue for military purposes; and to repeal section 1 of an act entitled "An act to amend sections 1, 2, and 3 and to repeal section 4 of an act entitled 'An act to aid in the support of the university of Oregon, approved October 17, 1882,'" filed in the office of the secretary of state, February 25, 1889, relating to raising revenue for the support of the state university, and providing for the raising of said military and university funds by a levy to be made sufficient to raise a gross sum for each instead of a fixed rate of taxation.

House bill No. 357 was read first time and passed to second reading without question.

On motion of Mr. Ford, the house took up the sixth order of business.

House bill No. 196 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

House bill No. 197 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

House bill No. 198 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on education.

House bill No. 199 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

House bill No. 201 coming on for second reading, was read second time.

On motion of Mr. Campbell, the bill was referred to the committee on fisheries and game.

House bill No. 202 coming on for second reading, was read second time.

On motion of Mr. Wright of Union, the bill was referred to the committee on counties.

House bill No. 203 coming on for second reading, was read second time.

On motion of Mr. Belknap, the bill was referred to the committee on judiciary.

House bill No. 205 coming on for second reading, was read second time.

On motion of Mr. Bishop, the bill was referred to the committee on counties.

House bill No. 207 coming on for second reading, was read second time.

On motion of Mr. Hobbs, the bill was referred to the committee on counties.

House bill No. 208 coming on for second reading, was read second time.

On motion of Mr. Lawton, the bill was referred to the committee on counties.

House bill No. 210 coming on for second reading, was read second time.

On motion of Mr. Elmore, the bill was referred to the committee on agriculture.

House bill No. 211 coming on for second reading, was read second time.

On motion of Mr. Staats, the bill was referred to the committee on education.

House bill No. 212 coming on for second reading, was read second time.

On motion of Mr. Cornelius, the bill was referred to the committee on judiciary.

House bill No. 214 coming on for second reading, was read second time.

On motion of Mr. Elmore, the bill was referred to the committee on fisheries and game.

House bill No. 216 coming on for second reading, was read second time.

On motion of Mr. Wilkins, the bill was referred to the committee on railways and transportation.

House bill No. 217 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on public morals.

House bill No. 218 coming on for second reading, was read second time.

On motion of Mr. Merrill, the bill was referred to the committee on claims.

House bill No. 219 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on education.

House bill No. 220 coming on for second reading, was read second time.

On motion of Mr. Mays, the bill was referred to the committee on judiciary.

House bill No. 221 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on medicine and pharmacy.

House bill No. 222 coming on for second reading, was read second time.

On motion of Mr. Myers, the bill was referred to the committee on fisheries and game.

House bill No. 223 coming on for second reading, was read second time.

On motion of Mr. Currin, the bill was referred to the committee on medicine and pharmacy.

House bill No. 225 coming on for second reading, was read second time.

On motion of Mr. Nichols, the bill was referred to the committee on counties.

House bill No. 228 coming on for second reading, was read second time.

On motion of Mr. Elmore, the bill was referred to the committee on salaries and mileage.

House bill No. 230 coming on for second reading, was read second time.

On motion of Mr. Wilkins, the bill was referred to the committee on ways and means.

House bill No. 231 coming on for second reading, was read second time.

On motion of Mr. Gill, the bill was referred to the committee on public morals.

House bill No. 232 coming on for second reading, was read second time.

On motion of Mr. Blevins, the bill was referred to the committee on agriculture.

House bill No. 234 coming on for second reading, was read second time.

On motion of Mr. Sheridan, the bill was indefinitely postponed.

House bill No. 236 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was considered engrossed and passed to third reading.

House bill No. 237 coming on for second reading, was read second time.

On motion of Mr. McEwen, the bill was referred to the committee on fisheries and game.

House bill No. 238 coming on for second reading, was read second time.

On motion of Mr. Brown of Douglas, the bill was referred to the committee on judiciary.

House bill No. 239 coming on for second reading, was read second time.

On motion of Mr. Brown of Douglas, the bill was referred to the committee on education.

House bill No. 240 coming on for second reading, was read second time.

On motion of Mr. Coon, the bill was referred to the committee on counties.

House bill No. 241 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was considered engrossed and ordered to third reading.

House bill No. 242 coming on for second reading, was read second time.

On motion of Mr. McEwen, the bill was referred to the committee on education.

House bill No. 243 coming on for second reading, was read second time.

On motion of Mr. McEwen, the bill was referred to a special committee, consisting of the members from Coos, Curry, and Josephine counties.

House bill No. 244 coming on for second reading, was read second time.

On motion of Mr. McEwen, the bill was referred to the committee on assessment and taxation.

House bill No. 245 coming on for second reading, was read second time.

On motion of Mr. McEwen, the bill was referred to the committee on labor.

House bill No. 246 coming on for second reading, was read second time.

On motion of Mr. McEwen, the bill was referred to the committee on manufactures.

House bill No. 247 coming on for second reading, was read second time.

On motion of Mr. McEwen, the bill was referred to the committee on labor.

House bill No. 248 coming on for second reading, was read second time.

On motion of Mr. Wright of Union, the bill was referred to the committee on education.

House bill No. 249 coming on for second reading, was read second time.

On motion of Mr. Bishop, the bill was referred to the committee on judiciary, with leave to report at any time.

House bill No. 250 coming on for second reading, was read second time.

On motion of Mr. Ormsby, the bill was referred to the committee on public morals.

House bill No. 251 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on labor.

House bill No. 252 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on labor.

House bill No. 253 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on assessment and taxation.

House bill No. 254 coming on for second reading, was read second time.

On motion of Mr. Nickell, the clerk, by unanimous consent of the house, was instructed to amend by striking out the words "fifty thousand" and insert in lieu thereof the words "fifty-five thousand."

The clerk so amended the bill.

On motion of Mr. Nickell, the bill was considered engrossed and passed to third reading.

Mr. Wilkins moved that the rules be suspended and house bill No. 254 read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Elmore, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Stone, Toner, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—46.

Nays—Messrs. Ford and Gill—2.

Absent—Messrs. Cooper, Durham, Hobbs, Jeffreys, Myer, Myers, Paxton, Russell, Sheridan, Staats, Trullinger, and Wilkinson—12.

So the rules were suspended and house bill No. 254 read third time.

On motion of Mr. Nickell, the bill was recommitted to the committee on ways and means, with leave to report at any time.

House bill No. 255 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on assessment and taxation.

House bill No. 256 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on salaries and mileage.

House bill No. 257 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on labor.

House bill No. 259 coming on for second reading, was read second time.

On motion of Mr. Wilkinson, the bill was referred to the committee on railways and transportation.

House bill No. 260 coming on for second reading, was read second time.

On motion of Mr. Goodrich, the bill was referred to the committee on roads and highways.

House bill No. 261 coming on for second reading, was read second time.

On motion of Mr. Goodrich, the bill was referred to the committee on roads and highways, with leave to report at any time.

House bill No. 262 coming on for second reading, was read second time.

On motion of Mr. Wilkinson, the bill was referred to the committee on medicine and pharmacy.

House bill No. 263 coming on for second reading, was read second time.

On motion of Mr. Durham, the bill was referred to the committee on medicine and pharmacy.

On motion of Mr. Miller, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

The house was called to order by the speaker at 1:30 o'clock P. M.

The roll was called, and all the members responded excepting Messrs. Brown of Douglas and Inman.

Leave of absence was granted the absent members until Monday at 2 P. M. on account of sickness.

House bill No. 264 coming on for second reading, was read second time.

On motion of Mr. Nichols, the bill was referred to the committee on judiciary.

House bill No. 266 coming on for second reading, was read second time.

On motion of Mr. Day, the bill was referred to the committee on roads and highways.

House bill No. 267 coming on for second reading, was read second time.

On motion of Mr. Day, the bill was referred to the committee on salaries and mileage.

House bill No. 268 coming on for second reading, was read second time.

On motion of Mr. Gill, the bill was referred to the committee on military affairs.

House bill No. 269 coming on for second reading, was read second time.

On motion of Mr. Lawton, the bill was referred to the committee on assessment and taxation.

House bill No. 271 coming on for second reading, was read second time.

On motion of Mr. Wright of Marion, the bill was referred to the committee on ways and means.

House bill No. 272 coming on for second reading, was read second time.

On motion of Mr. Ford, the bill was referred to a special committee, consisting of the members from the counties embraced in the third judicial district, with Mr. Hobbs as chairman, with leave to report at any time.

House bill No. 273 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to the committee on judiciary.

House bill No. 276 coming on for second reading, was read second time.

On motion of Mr. Wright of Marion, the bill was referred to the committee on judiciary.

House bill No. 279 coming on for second reading, was read second time.

On motion of Mr. Gill, the bill was referred to the committee on commerce.

House bill No. 333 coming on for second reading, was read second time.

On motion of Mr. Maloney, the bill was considered engrossed and passed to third reading.

House bill No. 345 coming on for second reading, was read second time.

On motion of Mr. Merritt, the bill was referred to a special committee, consisting of the members from Jackson county, with leave to report at any time.

House bill No. 320 coming on for second reading, was read second time.

On motion of Mr. Russell, the bill was considered engrossed and passed to third reading.

House bill No. 80 coming on for third reading, was read third time.

On motion of Mr. Nickell, the bill was recommitted to the committee on fisheries and game for amendment, with leave to report at any time.

On motion of Mr. Russell, house bill No. 67 was taken from the table.

House bill No. 67 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Brown of Douglas, Brown of Morrow, Inman, Jeffreys, McEwen, Merrill, Myers, and Wright of Union—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 116, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 57, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 175, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

House bill No. 64 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Manley, Mays, Merrill, Merritt, Nichols, Nickell, Northup, Ormsby, Russell, Stone, Toner, Trullinger, Wilkins, Wright of Union, and Mr. Speaker—37.

Nays—Messrs. Currin, Ford, Houck, Maloney, Miller, Myer, Sheridan, Staats, and Upton—9.

Absent—Messrs. Belknap, Bishop, Brown of Douglas, Daly, Day, Elmore, Inman, Jeffreys, King, McEwen, Myers, Paxton, Wilkinson, and Wright of Marion—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in the adoption of house joint memorial No. 8.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 95 coming on for third reading, was read third time.

Mr. Ford moved to recommit the bill for amendment, so as to provide for the election of one railroad commissioner instead of three.

The ayes and nays were demanded by Messrs. Ford and Upton. On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Blevins, Currin, Daly, Day, Elmore, Ford, Gullixson, Jeffreys, Lampson, Maloney, Manley, McEwen, Miller, Myer, Paxton, Russell, Sheridan, Staats, Trullinger, Upton, Wright of Union, and Mr. Speaker—22.

Nays—Messrs. Baughman, Belknap, Belts, Bishop, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, King, Lawton, Layman, Mays, Merrill, Nichols, Nickell, Ormsby, Stone, Toner, Wilkins, Wilkinson, and Wright of Marion—33.

Absent—Messrs. Brown of Douglas, Inman, Merritt, Myers, and Northup—5.

So the motion to recommit was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Houck, Jeffreys, King, Lawton, Layman, Manley, Mays, Merrill, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Stone, Toner, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—43.

Nays—Messrs. Daly, Elmore, Ford, Lamson, Maloney, McEwen, Trullinger, and Upton—8.

Absent—Messrs. Brown of Douglas, Buxton, Gowan, Inman, Merritt, Myers, Northup, Paxton, and Staats—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 3, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has

concurred in the adoption of house joint resolution No. 3 as amended as follows:

AMENDMENT.

Resolved by the House, the Senate concurring, That the following amendment to the constitution of the state of Oregon be and is hereby proposed: That section 2 of article II. be amended to read as follows:—

Section 2. In all elections not otherwise provided for by this constitution, every male citizen of the United States, of the age of twenty-one years and upwards, who can write his name and who can read the constitution of the United States in the English language, shall be entitled to vote at all elections authorized by law; but registration laws may be enacted by the legislative assembly; *provided, however,* that persons who shall be entitled to vote in this state at the time of the adoption of this amendment shall not be prevented from voting by reason of their inability to read and write.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Northrup, the house concurred in the adoption of the amendment.

House bill No. 169 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Russell, Sheridan, Stone, Toner, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—47.

Nays—Mr. Merrill—1.

Absent—Messrs. Brown of Douglas, Brown of Morrow, Buxton, Ford, Geer of Clackamas, Inman, King, Mays, Northup, Paxton, Staats, and Trullinger—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 176 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, and Mr. Speaker—44.

Nays—None.

Absent—Messrs Belknap, Brown of Douglas, Buxton, Chandler, Daly, Geer of Clackamas, Gowan, Houck, Inman, King, Northup, Russell, Sheridan, Wilkins, Wright of Marion, and Wright of Union—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 125 coming on for third reading, was read third time.

Mr. Ford moved that the bill be recommitted to the committee on assessment and taxation, with instructions to amend the bill by striking out that portion providing for the repeal of the mortgage tax law.

The ayes and nays were demanded by Messrs. Paxton and Nickell.

Mr. Gill demanded a call of the house.

The clerk called the roll.

Absent without leave, Mr. Wright of Union.

The sergeant-at-arms soon returned with the missing member.

On motion of Mr. Ormsby, further call of the house was dispensed with.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Cooper, Cornelius, Currin, Daly, Day, Elmore, Ford, Gowan, Houck, King, Lamson, Maloney, McEwen, Merritt, Miller, Myer, Nickell, Sheridan, Staats, Upton, Wilkins, and Wilkinson—26.

Nays—Messrs. Belts, Bishop, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Jeffreys, Lawton, Layman, Manley, Mays, Merrill, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Wright of Marion, Wright of Union, and Mr. Speaker—32.

Absent—Messrs. Brown of Douglas and Inman—2.

So the motion to recommit was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Brown of Morrow, Buxton, Campbell, Chandler, Coon, Currin, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Jeffreys, King, Lawton, Layman, Manley, Mays, Merrill, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Wright of Marion, Wright of Union, and Mr. Speaker—36.

Nays—Messrs. Baughman, Belknap, Blevins, Cooper, Cornelius, Daly, Day, Elmore, Ford, Houck, Lamson, Maloney, McEwen, Merritt, Miller, Myer, Nickell, Sheridan, Staats, Upton, Wilkins, and Wilkinson—22.

Absent—Messrs. Brown of Douglas and Inman—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 3, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 40,—a bill for an act to protect common carriers.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 40 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 3, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 46,—a bill for an act to punish the pointing of firearms at human beings.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 46 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 3, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 18, authorizing the secretary of state to have printed 11,500 copies of the amended school laws of this state for distribution.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Ford moved to indefinitely postpone further consideration of the resolution.

The ayes and nays were demanded by Messrs. Ford and Brown of Morrow.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Blevins, Coon, Cooper, Cornelius, Currin, Daly, Day, Durham, Elmore, Ford, Gowan, Hobbs, Jeffreys, Layman, Maloney, Mays, McEwen, Miller, Myer, Nichols, Nickell, Paxton, Sheridan, Staats, Trullinger, Wilkins, and Wright of Union—29.

Nays—Messrs. Baughman, Bishop, Brown of Morrow, Buxton, Duncan, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Houck, Lawton, Manley, Merrill, Merritt, Myers, Northup, Ormsby, Russell, Stone, Toner, Upton, Wilkinson, Wright of Marion, and Mr. Speaker—25.

Absent—Messrs. Brown of Douglas, Campbell, Chandler, Inman, King, and Lamson—6.

The motion prevailed.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 3, 1893. }

Mr. Speaker :

Your committee on fisheries and game, to whom was re-referred house bill No. 80, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Amend section 1935 to read as follows:

Sec. 1935. Every person who shall, within the state of Oregon, between the fifteenth day of November and the first day of August of the following year, take, kill, injure, or destroy, or have in possession, except for breeding purposes, or sell, or offer for sale, any grouse, pheasant, Mongolian pheasant, quail, or partridge, shall be guilty of a misdemeanor; *provided, however,* that it shall be unlawful to kill, injure, or destroy, or have in possession, except for breeding purposes, or sell, or offer for sale, any valley or California quail between the fifteenth day of February and the fifteenth day of October of each year.

GEO. T. MYERS,
 Chairman.

On motion of Mr. Nickell, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 3, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 123, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 3, 1893. }

Mr. Speaker.

Your committee on engrossed bills, to whom was referred house bill No. 154, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 3, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 22, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 3, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 69, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

House bill No. 1 coming on for third reading, was read third time.

On motion of Mr. Gullixson, further consideration of the bill was made the special order for 3 o'clock P. M., Tuesday, February 7th.

House bill No. 193 coming on for third reading, was read third time.

On motion of Mr. Manley, further consideration of the bill was made the special order for 3 o'clock P. M., Monday, February 6th.

Mr. Geer of Marion was called upon to take the chair.

House bill No. 147 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Bishop, Blevins, Campbell, Chandler, Coon, Cooper, Day, Elmore, Geer of Clackamas, Gullixson, Maloney, Mays, McEwen, Miller, Myer, Nickell, Stone, Toner, Upton, Wilkins, Wilkinson, and Mr. Speaker—22.

Nays—Messrs. Baughman, Belknap, Belts, Brown of Morrow, Buxton, Cornelius, Duncan, Durham, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Lanson, Lawton, Layman, Merrill, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Staats, Trullinger, Wright of Marion, and Wright of Union—28.

Absent—Messrs. Brown of Douglas, Currin, Daly, Ford, Inman, Jeffreys, King, Manley, Russell, and Sheridan—10.

So the bill failed to pass.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 3, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 21,—a bill for an act to create a commission to provide for the display of Oregon's resources at the World's Columbian Exposition, to define its duties, and to appropriate money therefor.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 21 was read first time and passed to second reading without question.

Mr. Northup moved that when the house might adjourn, it be to convene at 2 o'clock P. M. on Monday next.

The ayes and nays were demanded by Messrs. Wright of Marion and Upton.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Currin, Hobbs, Northup, Paxton, and Toner—5.

Nays—Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—49.

Absent—Messrs. Brown of Douglas, Buxton, Gullixson, Houck, Inman, and Manley—6.

So the motion was lost.

The speaker resumed the chair.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 3, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate bills No. 69, 153, and 156, and senate joint resolution No. 4, are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 69, 153, and 156, and senate joint resolution No. 4, and soon thereafter announced that he had signed the same.

Mr. Belknap moved that the rules be suspended and senate bill No. 21 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Jeffreys, King, Lawton, Layman, Manley, Mays, Merrill, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—43.

Nays—Messrs. Blevins, Day, Elmore, Ford, Houck, Lamson, Maloney, McEwen, Miller, Myer, Upton, and Wilkins—12.

Absent—Messrs. Brown of Douglas, Buxton, Daly, Gullixson, and Inman—5.

So the rules were suspended and senate bill No. 21 was read second time by title only.

Mr. Upton gave notice that on tomorrow he would introduce a bill providing for making the office of state printer a salaried office; also a bill requiring banks to make sworn reports semi-annually to the secretary of state of unclaimed moneys.

Mr. Ford gave notice that on Monday he would introduce a bill for a general incorporation law.

Mr. Mays gave notice that on tomorrow he would introduce three bills.

Mr. Merrill gave notice that on tomorrow he would introduce a bill for the repeal of an act incorporating the town of Rainier, Columbia county, and reïncorporating the same.

Mr. Wright of Union gave notice that on tomorrow he would introduce a bill relating to property not exempt from execution.

Mr. Belknap moved that the rules be further suspended and senate bill No. 21 read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Buxton, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Jeffreys, King, Lawton, Layman, Manley, Mays, Merrill, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Stone, Toner, Trullinger, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—38.

Nays—Messrs. Blevins, Brown of Morrow, Cooper, Day, Elmore, Ford, Houck, Lamson, Maloney, McEwen, Merritt, Miller, Myer, Sheridan, Staats, Upton, and Wilkins—17.

Absent—Messrs. Brown of Douglas, Gullixson, Hobbs, Inman, and Russell—5.

So the motion was lost.

On motion of Mr. Nickell, the house adjourned.

D. C. SHERMAN,
Chief clerk.

SATURDAY, FEBRUARY 4, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 4, 1893. }

The house was called to order at half past 9 o'clock A. M. by the speaker.

The roll was called, and all the members were present except

Messrs. Brown of Douglas, Coon, Gullixson, Houck, Inman, Merrill, Nickell, Russell, and Trullinger.

Prayer was offered by Rev. Mr. Lund of Salem.

On motion of Mr. Myers, the reading of the journal of February 3d was dispensed with.

Mr. Myers, of the committee on fisheries and game, to whom was referred house bill No. 110, for the purpose of having the amendments thereto printed, asked unanimous consent to report at this time.

Consent was granted.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker :

Your committee on fisheries and game, to whom was referred house bill No. 110, beg leave to report that they have had the same printed.

GEO. S. MYERS,
Chairman.

On motion of Mr. Myers, the amendments to house bill No. 110 were adopted, the bill ordered engrossed and to third reading.

Mr. Paxton asked unanimous consent of the house that special committees be allowed to report at this time.

Consent was granted.

Mr. Paxton, chairman of the special committee, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your special committee, consisting of the delegation from Multnomah county, to whom was referred house bill No 107, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the special committee, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your special committee, consisting of the delegation from Multnomah county, to whom was referred house bill No. 209, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Myers, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the special committee, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your special committee, consisting of the delegation from Multnomah county, to whom was referred house bill No. 11, beg leave to report that we have had the same under consider, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend the title by adding the following: "and to authorize the committee named in said act to purchase and operate a ferry"; also strike out the word "forever."

AMENDMENT.

Amend by striking out all of section 1 of the bill, and making section 2 read section 1.

AMENDMENT.

Amend by striking out section 3 of the bill.

AMENDMENT.

Amend by striking out lines 2, 3, 4, and 5 of section 4 of the printed bill, and inserting in lieu thereof the words: "At any time after the construction and opening for use of the bridge in section 6 of this act mentioned, connecting Quimby street and Knight street, when the committee shall deem it advisable there"; also make section 4 of the bill section 2.

AMENDMENT.

Amend by making sections 5 and 6 of the bill sections 3 and 4.

AMENDMENT.

Amend by making section 7 of the bill section 5, and striking out subdivision 6 thereof and making subdivision 7 thereof 6.

AMENDMENT.

Amend by inserting between sections 7 and 8 of the bill the following:

Section 6. The persons or committee mentioned and provided for in section 2 of the act of which this act is amendatory, be and they are hereby authorized and directed to construct and open for public use a bridge spanning the Willamette river and connecting Quimby street on the west and Knight street on the east side of said river, or at some location near Quimby and Knight streets, to be selected by the committee at the earliest time practicable; and in order to furnish the funds necessary to pay the same, said committee is hereby authorized and empowered to issue and sell, in addition to the bonds authorized to be issued and disposed of by section 14 of said act, bonds of the city of Portland not exceeding in par value the amount of three hundred thousand dollars, of the denomination of one thousand dollars each, with interest coupons attached thereto; said bonds to be signed by its chairman and countersigned by its clerk, and to be issued as the obligation of said city of Portland, whereby said city shall be held in substance and effect to undertake and promise, in consideration of the premises, to pay the bearer of each of said bonds, at the expiration of thirty years from the date thereof, the sum of money named therein, together with interest thereon at the rate of five per cent per annum from date until paid, payable half-yearly, as provided in said coupons. The bonds authorized by this section shall not nor shall the proceeds thereof be used for any purpose except to provide said

bridge connecting Quimby and Knight streets. No more of said three hundred thousand dollars of bonds shall be issued than is necessary to provide said bridge. If it shall be found necessary in the construction of said bridge to acquire the ferry now located at said place, said committee is hereby authorized to operate and run the same as a free ferry during the construction of the bridge mentioned in this section.

AMENDMENT.

Amend by making section 8 of the bill section 7.

O. F. PAXTON,
Chairman.

MINORITY REPORT.

A minority of the special committee consisting of the delegation from Multnomah county, to whom was referred house bill No. 11, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
January 31, 1893. }

Mr. Speaker:

The undersigned, members of the special committee consisting of the Multnomah delegation, to whom was referred house bill No. 11, beg leave to report, and recommend that said bill do not pass, for the reasons: 1. That they believe that all the additional powers required by the bridge commission are set forth in house bills Nos. 5 and 47, and that house bill No. 11 is therefore unnecessary. 2. That house bill No. 11 permits and authorizes the issue of additional bonds to the amount of three hundred thousand dollars. The undersigned believe that the issue of such an amount of bonds is unnecessary. 3. House bill No. 11 as amended does not permit the establishment or permit use of ferries.

H. H. NORTHUP,
JOHN GILL,
GEO. T. MYERS.

On motion of Mr. Manley, the amendments were adopted, the bill ordered engrossed and to third reading.

On motion of Mr. Northup, it was ordered that the bill as amended be printed forthwith.

Mr. Duncan, chairman of the special committee consisting of the members from the sixth judicial district, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 2, 1893. }

Mr. Speaker:

Your special committee, consisting of the delegation from the sixth judicial district, to whom was referred senate bill No. 59, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the judiciary committee.

C. H. DUNCAN,
 Chairman.

On motion of Mr. Duncan, the bill was referred to the committee on judiciary.

Mr. Maloney, chairman of the special committee, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 January 30, 1893. }

Mr. Speaker:

Your special committee, to whom was referred house bill No. 142, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Strike out all of section 2 of the bill and insert the following in lieu thereof:

Section 2. This act shall take effect from and after July 1, 1894.

H. S. MALONEY,
 J. W. HOBBS,
 H. W. LAMSON,
 Committee.

On motion of Mr. Maloney, the amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Upton, chairman of the special committee, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 4, 1893. }

Mr. Speaker :

Your special committee, consisting of the delegations from Coos, Curry, and Josephine, to whom was referred house bill No. 243, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. H. UPTON,
Chairman.

On motion of Mr. Upton, the bill was considered engrossed and passed to third reading.

On motion of Mr. McEwen, the report of the special committee appointed under house concurrent resolution No. 11 was taken from the table, where it was laid on January 26th, to be printed.

Mr. Ormsby moved that the majority report be adopted.

Mr. McEwen moved to amend the motion by substituting the minority report.

The question being on the adoption of the amendment, the ayes and nays were demanded by Messrs. McEwen and Upton.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Blevins, Brown of Morrow, Day, Elmore, Gill, Maloney, McEwen, Sheridan, Stone, Upton, and Mr. Speaker—11.

Nays—Messrs. Baughman, Belknap, Belts, Bishop, Chandler, Coon, Cooper, Currin, Duncan, Durham, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Jeffreys, King, Lamson, Lawton, Layman, Manley, Mays, Merrill, Merritt, Myer, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Staats, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—39.

Absent—Messrs. Brown of Douglas, Buxton, Campbell, Cornelius, Daly, Ford, Houck, Inman, Miller, and Nickell—10.

So the motion to amend was lost.

The question being on the adoption of the majority report, the ayes and nays were demanded by Messrs. McEwen and Upton.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Chandler, Coon, Cooper, Duncan, Durham, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Hobbs, Jeffreys, Lamson, Layman, Manley, Mays, Merrill,

Merritt, Nichols, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—35.

Nays—Messrs. Blevins, Brown of Morrow, Currin, Day, Gill, Maloney, McEwen, Myer, Sheridan, and Upton—10.

Absent—Messrs. Brown of Douglas, Buxton, Campbell, Cornelius, Daly, Elmore, Ford, Gullixson, Houck, Inman, King, Lawton, Miller, Myers, and Nickell—15.

So the motion prevailed and the majority report was adopted.

Mr. Paxton moved that the rules be suspended and senate bill No. 21 read third time and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Brown of Morrow, Chandler, Coon, Cooper, Currin, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Jeffreys, Layman, Manley, Mays, Merrill, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Wright of Marion, Wright of Union, and Mr. Speaker—34.

Nays—Messrs. Baughman, Blevins, Day, King, Lamson, Maloney, McEwen, Merritt, Miller, Myer, Sheridan, Staats, Upton, Wilkins, and Wilkinson—15.

Absent—Messrs. Brown of Douglas, Buxton, Campbell, Cornelius, Daly, Elmore, Ford, Houck, Inman, Lawton, and Nickell—11.

So the rules were suspended and senate bill No. 21 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Campbell, Chandler, Coon, Cooper, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Lawton, Layman, Manley, Mays, Merrill, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Wright of Marion, Wright of Union, and Mr. Speaker—32.

Nays—Messrs. Baughman, Blevins, Brown of Morrow, Currin, Daly, Day, Elmore, Ford, King, Lamson, Maloney, McEwen, Merritt, Miller, Myer, Sheridan, Staats, Upton, Wilkins, and Wilkinson—20.

Absent—Messrs. Brown of Douglas, Buxton, Cornelius, Hobbs, Houck, Inman, Jeffreys, and Nickell—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 4, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 119,—a bill for an act to create the county of Lincoln, and to fix the salaries of county judge and treasurer thereof.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 119 was read first time and passed to second reading without question.

Leave of absence was extended to Mr. Houck on account of sickness.

The speaker announced that he was about to sign house joint resolution No. 3 and house joint memorial No. 8, and soon thereafter announced that he had signed the same.

On motion of Mr. Miller, it was ordered that when the house adjourn it be until 2 o'clock P. M. next Monday.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 4, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house joint memorial No. 8, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 4, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house

joint resolution No. 3, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Senate bill No. 123 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Day, Duncan, Durham, Elmore, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, King, Lawton, Layman, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—44.

Nays—Messrs. Daly and Maloney—2.

Absent—Messrs. Brown of Douglas, Buxton, Cornelius, Ford, Geer of Marion, Houck, Inman, Jeffreys, Lamson, Manley, Myers, Nickell, Staats, and Wilkinson—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Geer of Clackamas, the house adjourned according to previous order.

D. C. SHERMAN,
Chief clerk.

MONDAY, FEBRUARY 6, 1893.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 6, 1893. }

The house met at 2 o'clock P. M. and was called to order by the speaker.

The roll was called, and all members were present excepting Messrs. Buxton, Currin, Gill, Inman, and Russell.

Prayer was offered by Rev. Mr. Kellerman.

On motion of Mr. Bishop, the reading of the journal of February 4th was dispensed with.

On motion of Mr. Merritt, house bill No. 306, sixteenth biennial session, and the veto message accompanying the same, was laid on the table.

Leave of absence was granted Messrs. Gill, Currin, and Russell, they being detained on committee work.

Mr. Bishop asked unanimous consent of the house to suspend the rules and read house bill 347 the second time by title.

Consent being granted, the bill was read second time by title, and on motion of Mr. Bishop, was referred to the delegation from Multnomah.

Agreeable to notice given on February 4th, Mr. Upton moved to reconsider the vote by which house bill No. 206 was defeated.

Mr. Gowan moved that the motion to reconsider be indefinitely postponed.

The ayes and nays were demanded by Messrs. McEwen and Upton.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandier, Coon, Cornelius, Daly, Duncan, Durham, Goodrich, Gowan, Gullixson, Houck, Jeffreys, King, Lawton, Mays, Merrill, Merritt, Myers, Nichols, Nickell, Northup, Paxton, Stone, Toner, Trullinger, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—34.

Nays—Messrs. Baughman, Blevins, Cooper, Day, Elmore, Ford, Geer of Clackamas, Geer of Marion, Hobbs, Layman, Maloney, McEwen, Miller, Myer, Ormsby, Sheridan, Staats, Upton, and Wilkins—19.

Absent—Messrs. Buxton, Currin, Gill, Inman, Lamson, Manley, and Russell—7.

So the motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 188,—a bill for an act to amend the charter of the town of Long Creek, filed in the office of the secretary of state, February 18, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 188 was read first time and passed to second reading without question.

Mr. Brown of Morrow moved that the rules be suspended and the committee on counties be allowed to report on house bill No. 207.

The motion prevailed.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report;—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 3, 1893. }

Mr. Speaker:

Your committee on counties, to whom was referred house bill No. 207, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend section 1 thereof so as to read as follows:

Section 1. That section 2330 of Hill's code, relating to the times of holding circuit court in the third judicial district of this state, be and the same is hereby amended so as to read as follows:

Sec. 2330. The terms of the circuit court in the several counties composing the third judicial district of the state of Oregon shall be held annually, as follows: In the county of Linn on the first Monday of December, the fourth Monday of March, and the second Monday of July; in the county of Marion on the second Monday of October, the fourth Monday of January, and the third Monday of June; in the county of Polk on the first Monday of January, the third Monday of April and the fourth Monday of July; in the county of Tillamook on the first Monday in May, and the Wednesday next after the first Monday in November; in the county of Yamhill on the third Monday in November, the fourth Monday in February, and the third Monday in May.

AMENDMENT.

Add to said bill the following:

Section 3. In order to facilitate the dispatch of business in the courts of said district, this act shall take effect and be in force on and after the first day of March, 1893.

J. N. BROWN,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 6, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 80, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 6, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 39, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 6, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 104, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 6, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 43, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 6, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 149, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 33, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 25, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 180, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 285, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 6, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 40, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 6, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 92, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
 Chairman.

House bill No. 194 coming on for third reading, was read third time.

Mr. Baughman moved that further consideration of the bill be indefinitely postponed.

The ayes and nays were demanded by Messrs. Northup and Ford. On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Hobbs, and Paxton—3.

Nays—Messrs. Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Mariou, Wright of Union, and Mr. Speaker—51.

Absent—Messrs. Belknap, Brown of Morrow, Buxton, Currin, Gill, and Russell—6.

So the motion was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Goodrich, Gowan, Gullixson, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Northup, Ormsby, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—44.

Nays—Messrs. Baughman, Geer of Clackamas, Hobbs, Houck, Miller, Nickell, Paxton, Sheridan, and Wilkins—9.

Absent—Messrs. Belknap, Brown of Morrow, Buxton, Currin, Gill, Inman, and Russell—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 22,—a bill for an act to define and punish obstruction to railroads, railroad trains, railroad tracks, street cars, and street car tracks in the state of Oregon, and to protect the passengers and employes riding upon any train or car in said state.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 22 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house joint memorial No. 8.

And the same is herewith transmitted to you.

O. P. MILLER,
Chief clerk.

House bill No. 88 coming on for third reading, was read third time.

On motion of Mr. Bishop, the bill was recommitted for amendment.

House bill No. 193 being the special order for the hour and day, Mr. Wilkinson moved that it be made the special order for 2 o'clock P. M. on Monday next.

The motion prevailed.

House bill No. 121 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Day, Duncan, Durham, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—43.

Nays—Messrs. Blevins, Elmore, Houck, Miller, Myer, Nickell, Sheridan, Staats, and Stone—9.

Absent—Messrs. Belknap, Buxton, Currin, Daly, Ford, Gill, Inman, and Russell—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate bills Nos. 21, 56, and 93 are reported as correctly enrolled.

And the same are herewith returned to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has

passed senate bill No. 91,—a bill for an act to amend section 292, Hill's code, relating to issuing execution on dormant judgments.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 91 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 64,—a bill for an act to incorporate the city of Tillamook City, in Tillamook county, state of Oregon, and to repeal all acts or parts of acts in conflict herewith.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 64 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 107,—a bill for an act to amend section 3521 of chapter XLIV., Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 107 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 115,—a bill for an act entitled an act to amend sections 144 and 145 of title XV., chapter I., Hill's code, relating to attachments.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 115 was read first time and passed to second reading without question.

The speaker announced that he was about to sign senate bills Nos. 21, 56, and 93, and soon thereafter announced that he had signed the same.

Upon request of Mr. Geer of Marion, the special committee under senate concurrent resolution No. 16 was granted leave of absence for the remainder of the day's session.

House bill No. 154 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—44.

Nays—Messrs. Blevins, Elmore, McEwen, Houck, and Upton—5.

Absent—Messrs. Buxton, Cornelius, Currin, Gill, Inman, Miller, Myer, Myers, Russell, Staats, and Wright of Marion—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house joint resolution No. 3.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 140,—a bill for an act to amend section 3099, Hill's code, relating to the distribution of personal property.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 140 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 128,—a bill for an act to repeal section 2795, Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 128 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 129,—a bill for an act to amend sections 2954, 2958, 2959, 2965, and 2978, chapter XIX., title I., Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 129 was read first time and passed to second reading without question.

House bill No. 179 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Duncan, Durham, Elmore, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Nichols, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—43.

Nays—Messrs. Daly, Day, Geer of Clackamas, Lawton, Miller, Nickell, and Northup—7.

Absent—Messrs. Buxton, Cornelius, Currin, Ford, Gill, Inman, Myer, Myers, Russell, and Wright of Marion—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Northup was called upon to take the chair.

House bill No. 177 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Day, Duncan, Geer of Clackamas, Gowan, Gullixson, Hobbs, Jeffreys, King, Lamson, Lawton, Layman, Manley, Mays,

Merrill, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—43.

Nays—Messrs. Daly, Elmore, Ford, Houck, McEwen, Miller, and Upton—7.

Absent—Messrs. Buxton, Currin, Durham, Geer of Marion, Gill, Goodrich, Inman, Maloney, Myer, and Russell—10.

So the bill passed.

*There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 105 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—44.

Nays—None.

Absent—Messrs. Belknap, Blevins, Buxton, Currin, Day, Geer of Marion, Gill, Goodrich, Gowan, Inman, Maloney, Miller, Myer, Myers, Russell, and Mr. Speaker—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 108 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Durham, Elmore, Ford, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—45.

Nays—None.

Absent—Messrs. Belknap, Blevins, Buxton, Currin, Geer of Clack-

amas, Geer of Marion, Gill, Goodrich, Gowan, Inman, Maloney, Myer, Myers, Russell, and Mr. Speaker—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 36 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Daly, Day, Duncan, Durham, Elmore, Ford, Gill, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Buxton, Cooper, Currin, Geer of Clackamas, Geer of Marion, Goodrich, Inman, Maloney, Myer, Myers, and Russell—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 68 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Campbell, Chandler, Coon, Cornelius, Gullixson, Houck, Jeffreys, King, Mays, Merritt, Nickell, Sheridan, Stone Toner, and Wright of Marion—18.

Nays—Messrs. Blevins, Brown of Douglas, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Hobbs, Lamson, Lawton, Layman, Manley, McEwen, Merrill, Miller, Myers, Northup, Ormsby, Paxton, Staats, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—26.

Absent—Messrs. Belknap, Brown of Morrow, Buxton, Cooper, Currin, Daly, Geer of Marion, Gill, Goodrich, Gowan, Inman, Maloney, Myer, Nichols, Russell, and Wright of Union—16.

So the bill failed to pass.

Mr. Speaker resumed the chair.

House bill No. 127 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Elmore, Ford, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Brown of Morrow, Buxton, Currin, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Inman, Lawton, Maloney, Myers, and Russell—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 53 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Myer, Nichols, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Wright of Marion—45.

Nays—None.

Absent—Messrs. Buxton, Cooper, Currin, Daly, Geer of Marion, Gill, Goodrich, Inman, Maloney, Miller, Myers, Nickell, Russell, Wright of Union, and Mr. Speaker—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 166,—a bill for an act entitled an act to amend section 2188 of chapter I. of title I., Hill's code.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 6, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 63, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 6, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 134, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Agreeable to previous notice, Mr. Northup offered the following amendment to the rules of the house, in lieu of rule No. 11:

AMENDMENT.

From and after the seventh day of February, and during the remainder of the session, no member shall be permitted to bring in a bill without unanimous consent. But a committee may bring in a bill at any time and when so brought in it shall immediately be passed to first reading.

Mr. Northup moved to adopt the rule.

Mr. Daly moved to amend so as to permit only the committee on ways and means and the committee on public buildings to report a bill.

Mr. Geer of Clackamas gave notice that tomorrow he would introduce a bill repealing the act taxing credits; also a bill relating to rates of interest.

Mr. Upton gave notice that tomorrow he would introduce a bill making state printer's office a salaried office.

Mr. McEwen gave notice of the introduction of a bill amending the act for protection of birds.

On motion of Mr. Duncan, the house adjourned.

D. C. SHERMAN,
Chief clerk.

TUESDAY, FEBRUARY 7, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

The house was called to order at half past 9 o'clock A. M.

The roll was called, and all the members were present excepting Messrs. Brown of Douglas, Buxton, Cornelius, Durham, Inman, Jeffreys, King, Mays, Northup, Trullinger, and Wilkinson.

Prayer was offered by Rev. Mr. Lund.

On motion of Mr. Geer of Clackamas, the reading of the journal of the session of February 6th was dispensed with.

Mr. Northup's proposition to amend rule No. 11 being pending when adjournment was had February 6th, Mr. Merritt moved that further consideration of the same be indefinitely postponed.

The motion was lost.

Mr. Paxton moved to amend the amendment to the proposed rule by including the committee on salaries and mileage.

The amendment to the same was accepted by Mr. Daly.

On motion of Mr. Daly, the amendment was adopted.

The question being upon the adoption of the proposed substitute for rule No. 11, the same was adopted.

House bill No. 152 coming on for third reading, was read third time.

On motion of Mr. Mays, further consideration of the bill was indefinitely postponed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 6, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 38.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 316.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 20, with the following amendment:—

AMENDMENT.

On page 5 of the printed bill, in line 18, after the word "license," insert the words "be issued."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Stone, the house concurred in the amendment.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 119.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 275.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 187.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 213.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 265.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 286.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 340.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 342.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 278.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 139.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 215.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 23.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 7, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 7,—a bill for an act for the protection of stock raisers.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 7 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 220,—a bill for an act to amend an act entitled an act to incorporate the city of Weston.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 220 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 120,—a bill for an act to amend an act to incorporate the city of Junction, approved February 20, 1885.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 120 was read first time and passed to second reading without question.

House bill No. 185 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, King, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan,

Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Belknap, Buxton, Ford, Geer of Marion, Inman, Jeffreys, Maloney, and Nickell—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 94 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Day, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gowan, Gullixson, Hobbs, King, Lawton, Maloney, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Northup, Ormsby, Russell, Staats, Toner, Upton, Wilkins, Wright of Union, and Mr. Speaker—38.

Nays—Messrs. Blevins, Currin, Daly, Elmore, Ford, Gill, Goodrich, Houck, Jeffreys, Lamson, Layman, Miller, Nickell, Sheridan, Stone, Trullinger, and Wilkinson—17.

Absent—Messrs. Buxton, Inman, Manley, Paxton, and Wright of Marion—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 16 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Nays—Mr Northup—1.

Absent—Messrs. Buxton, Cornelius, Gill, Inman, and Merritt—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 114 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Belknap, Buxton, Ford, Geer of Clackamas, Gill, Inman, Manley, Merritt, and Myers—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Ford, the courtesies of the house were extended to Dr. Cusick, and he was invited to a seat within the bar of the house.

House bill No. 65 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Bishop, Blevins, Brown of Douglas, Campbell, Coon, Cooper, Cornelius, Currin, Daly, Day, Elmore, Geer of Marion, Gowan, Gullixson, Hobbs, Houck, Layman, Maloney, Manley, Mays, McEwen, Merritt, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—38.

Nays—Messrs. Belts, Brown of Morrow, Duncan, Durham, Geer of Clackamas, Gill, Goodrich, King, Lamson, Lawton, Merrill, Northup, and Paxton—13.

Absent—Messrs. Belknap, Buxton, Chandler, Ford, Inman, Jeffreys, Miller, Myers, and Trullinger—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 7, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate requests the return of senate bill No. 107.

O. P. MILLER,
Chief clerk.

The clerk was instructed to return the bill.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 7, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 125,—a bill for an act to provide for the further advancement, development, and efficiency of the state reform school of the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 125 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 7, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 133,—a bill for an act to annex to the city of Portland the city of Sellwood and certain intervening territory, and to repeal the charter of the city of Sellwood.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 133 was read first time and passed to second reading without question.

House bill No. 135 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Russell, Sheridan, Staats, Toner, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—51.

Nays—Messrs. Ormsby, Paxton, and Stone—3.

Absent—Messrs. Brown of Douglas, Buxton, Ford, Inman, Jeffreys, and Trullinger—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 81 coming on for third reading, was read third time.

On motion of Mr. Nickell, further consideration of the bill was indefinitely postponed.

House bill No. 33 coming on for third reading, was read third time.

There appearing a clerical error in the engrossing of the bill, the clerk by unanimous consent was instructed to correct the same, inserting the word "by" before the word "executor."

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Buxton, Inman, and Wright of Union—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 70 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Belknap, Buxton, Inman, and Merrill—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 7, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 70,—a bill to provide for the issuance of bonds for the improvement of streets and laying of sewers in incorporated cities, and for the payment of the cost of such improvements and laying of sewers by installment.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 70 was read first time and passed to second reading without question.

Mr. Myers asked consent of the house to introduce a bill.

Objections being interposed by Mr. Brown of Morrow, consent was not granted.

House bill No. 12 coming on for third reading, was read third time.

On motion of Mr. Currin, further consideration of the bill was indefinitely postponed.

House bill No. 150 coming on for third reading, was read third time.

Mr. Ford moved to recommit the bill for amendment, as follows: "so there shall be only one commissioner."

The ayes and nays were demanded by Messrs. Ford and Upton.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Blevins, Brown of Douglas, Brown of Morrow, Currin, Daly, Day, Elmore, Ford, King, Maloney, McEwen, Miller, Myer, Nickell, Sheridan, Staats, Upton, and Mr. Speaker—18.

Nays—Messrs. Baughman, Belknap, Belts, Bishop, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Lamson, Lawton, Layman, Manley, Mays, Merrill, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Wright of Union—37.

Absent—Messrs. Buxton, Campbell, Inman, Jeffreys, and Wilkinson—5.

So the motion to recommit was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Union, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Buxton, Currin, Inman, Jeffreys, Nickell, Wilkinson, and Wright of Marion—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 117 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson,

Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—49.

Nays—Messrs. Day and McEwen—2.

Absent—Messrs. Blevins, Brown of Morrow, Buxton, Daly, Inman, Miller, Ormsby, Upton, and Mr. Speaker—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 116 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—50.

Nays—Messrs. Day, McEwen, and Upton—3.

Absent—Messrs. Blevins, Buxton, Daly, Inman, Jeffreys, Miller, and Ormsby—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 78 coming on for third reading, was read third time.

On motion of Mr. Lamson, further consideration of the bill was indefinitely postponed.

On motion of Mr. Belknap, further consideration of house bill No. 281 was indefinitely postponed.

On motion of Mr. Cornelius, further consideration of house bills Nos. 181 and 182 was indefinitely postponed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 7, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in the adoption of house joint memorial No. 10.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 7, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 33,—a bill for an act to appropriate money for the completion and equipment of buildings for the state agricultural college for which appropriations were made by the act filed in the office of the secretary of state, February 19, 1891, and to appropriate moneys for extended facilities for teaching agriculture, horticulture, and the mechanic arts, for draining the farm, for better heating, furnishing, and equipping the college building, and for enlarging the accommodation for students in the said state agricultural college.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 33 was read first time and passed to second reading without question.

Mr. Belknap moved that the rules be suspended and house bill No. 33 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Gowan, Gullixson, Hobbs, King, Lamson, Lawton, Layman, Manley, Mays, Merrill, Merritt, Miller, Nichols, Nickell, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—43.

Nays—Messrs. Baughman, Blevins, Elmore, Goodrich, Maloney, McEwen, Myer, Sheridan, and Upton—9.

Absent—Messrs. Bishop, Brown of Morrow, Buxton, Houck, Inman, Jeffreys, Myers, and Northup—8.

So the rules were suspended and senate bill No. 33 was read second time by title only and passed to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 49, with the following amendments:—

AMENDMENT.

Insert the word "East" before the name "Cottage Grove" wherever it appears in printed bill.

AMENDMENT.

Amend the title by striking out all after the word "Oregon" in line 1.

AMENDMENT.

Amend section 2 of printed bill by striking out all of line 3 after the word "river"; also lines 5, 6, and 7, and insert in lieu thereof the words "thence down said center of said river to a"; also in line 8, after the word "across," strike out the word "river," and insert in line 9 the word "the" before the word "Southern."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Baughman, the house concurred in the amendments.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 348, with the following amendment:—

AMENDMENT.

Strike out the title of the bill and in lieu thereof insert the following: "An act to amend sections 8, 10, 13, 28, and subdivisions one (1) and five (5) of section 38, and sections 40, 135, 49, 56, 53, 59,

67, 123, 157, 69, 142, 75, 76, 77, 78, 79, 80, 81, 82, 83, 110, 94, 112, 152, and to repeal sections 51, 99, 100, and 102 of an act entitled "An act to incorporate the city of Astoria, in Clatsop county, state of Oregon," and to repeal an act entitled "An act to incorporate the city of Astoria, in Clatsop county, Oregon," approved October 20, 1876, which act was filed in the office of the secretary of state, February 18, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Trullinger, the house concurred in the amendment.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 87, with the following amendments:—

AMENDMENT.

In printed bill on page 2, line 3 of section 2, article I., strike out the words "three fourths" and insert the words "three eighths" in lieu thereof; also in line 4 strike out the words "three fourths" and insert in lieu thereof the words "three eighths."

AMENDMENT.

On page 14, printed bill, strike out all of section 2 of article VII.; also change sections 3, 4, 5, 6, and 7 to sections 2, 3, 4, 5, and 6.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Daly, the house concurred in the amendments.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 6, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 18, with the following amendment:—

AMENDMENT.

In section 6, line 2, strike out the word "householder" and insert the word "resident" in lieu thereof; also in section 6, line 2, strike out the word "taxpayer" and insert the words "and has property on which he pays a tax" in lieu thereof.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Cornelius, the house concurred in the amendments.

House bill No. 54 coming on for third reading, was read third time.

On motion of Mr. Miller, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

The house met at 1:30 o'clock P. M. and was called to order by the speaker.

The roll was called, and all members were present excepting Messrs. Belknap, Belts, Blevins, Buxton, Cooper, Cornelius, Duncan, Durham, Gill, Gowan, Gullixson, Inman, and Wright of Union.

Leave of absence was granted to Mr. Wright of Union for the afternoon.

Mr. Merritt asked unanimous consent of the house to amend house bill No. 54 by inserting after the word "persons," the words "in counties west of the Cascade mountains."

There being no objection, the clerk was instructed to insert the words desired.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Bishop, Campbell, Chandler, Coon, Currin, Duncan, Houck, Jeffreys, Maloney, Manley, Mays, Merrill, Merritt, Nickell, Northup, Sheridan, Wilkins, Wright of Marion, and Mr. Speaker—20.

Nays—Messrs. Day, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Hobbs, King, Lamson, Lawton, Layman, McEwen, Miller, Nichols, Ormsby, Russell, Staats, Stone, Toner, Trullinger, Upton, and Wilkinson—24.

Absent—Messrs. Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Buxton, Cooper, Cornelius, Daly, Gowan, Gullixson, Inman, Myer, Myers, Paxton, and Wright of Union—16.

So the bill failed the pass.

House bill No. 361. Mr. Upton. A bill for an act to define the duties and fix the compensation of the state printer.

House bill No. 361 was read first time and passed to second reading without question.

House bill No. 362. Mr. Mays. A bill for an act to amend section 2282 of Hill's code, changing the boundaries of Wallowa county, Oregon.

House bill No. 362 was read first time and passed to second reading without question.

Mr. Mays moved that the rules be suspended and that house bill No. 362 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, and Mr. Speaker—43.

Nays—Mr. Upton—1.

Absent—Messrs. Belts, Brown of Morrow, Buxton, Cooper, Cornelius, Gullixson, Houck, Inman, Jeffreys, Manley, Myers, Paxton, Russell, Sheridan, Wright of Marion, and Wright of Union—16.

So the rules were suspended and house bill No. 362 was read second time by title only.

On motion of Mr. Mays, the bill was referred to a special committee, consisting of the delegation from Union and Wallowa counties.

House bill No. 363. Mr. Mays. A bill for an act to create a state board of forestry, and to provide for the expense therefor.

House bill No. 363 was read first time and passed to second reading without question.

House bill No. 364. Mr. Mays. A bill for an act to relieve Wallowa county.

House bill No. 364 was read first time and passed to second reading without question.

House bill No. 365. Mr. McEwen. A bill for an act to amend sections 1 and 2 of an act for the protection of birds in the state of Oregon, approved February 20, 1891.

House bill No. 365 was read first time and passed to second reading without question.

House bill No. 366. Mr. Geer of Clackamas. A bill for an act to amend section 3587 of Hill's code.

House bill No. 366 was read first time and passed to second reading without question.

House bill No. 367. Mr. Geer of Clackamas. A bill for an act to amend section 2731 of Hill's code.

House bill No. 367 was read first time and passed to second reading without question.

Mr. Geer of Clackamas moved that the rules be suspended and that house bill No. 367 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—46.

Nays—Messrs. Baughman, McEwen, Ormsby, and Upton—4.

Absent—Messrs. Bishop, Blevins, Buxton, Cornelius, Durham, Inman, Lamson, Northup, Sheridan, and Wright of Union—10.

So the rules were suspended and house bill No. 367 was read second time by title only.

On motion of Mr. Geer of Clackamas, the bill was referred to the committee on assessment and taxation.

House bill No. 368. Mr. Ford. A bill for an act for a general law for the incorporation of cities and towns in the state of Oregon.

Mr. Ford moved that the rules be suspended and that house bill No. 368 be read first time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—50.

Absent—Messrs. Bishop, Buxton, Duncan, Durham, Inman, Jeffreys, Lamson, Paxton, Sheridan, and Wright of Union—10.

So the rules were suspended and house bill No. 368 was read first time by title only.

Mr. Ford moved that the rules be further suspended and house bill No. 368 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Ormsby, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker—49.

Absent—Messrs. Buxton, Daly, Inman, Jeffreys, Lamson, Miller, Northup, Paxton, Sheridan, Wilkinson, and Wright of Union—11.

So the rules were suspended and house bill No. 368 was read second time by title only.

Mr. Ford moved that the rules be further suspended and house bill No. 368 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gullixson, King, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Ormsby, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker—41.

Nays—Messrs. Cornelius, Geer of Clackamas, Hobbs, Houck, Lamson, Maloney, and Myer—7.

Absent—Messrs. Belknap, Buxton, Daly, Gowan, Inman, Jeffreys, Lawton, Northup, Paxton, Sheridan, Wilkinson, and Wright of Union—12.

So the rules were suspended and house bill No. 368 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cornelius, Currin, Day, Duncan, Ford, Geer of Marion, Gowan, Gullixson, King, Layman, Man-

ley, Mays, McEwen, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Russell, Staats, Stone, Toner, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—38.

Nays—Messrs. Cooper, Daly, Elmore, Geer of Clackamas, Gill, Hobbs, Houck, Lamson, Lawton, Maloney, Merrill, Northup, Sheridan, and Trullinger—14.

Absent—Messrs. Brown of Morrow, Buxton, Durham, Goodrich, Inman, Jeffreys, Paxton, and Wright of Union—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Northup asked consent of the house to introduce a bill.

Objection being interposed by Mr. Upton, consent was not granted.

Mr. Gill asked consent of the house to introduce three bills.

Consent was granted.

House bill No. 369. Mr. Gill. A bill for an act entitled an act to amend an act approved February 11, 1885, relating to mechanics' liens and the supplements thereto.

House bill No. 369 was read first time and passed to second reading without question.

House bill No. 370. Mr. Gill (by request). A bill for an act to provide for the construction of a wagon road from near the mouth of Salmon river, in Clackamas county, across the Cascade mountains to the Deschuttes river, in Wasco county.

House bill No. 370 was read first time and passed to second reading without question.

House bill No. 371. Mr. Gill (by request). A bill for an act to amend sections 3672 and 3673 of Hill's code.

House bill No. 371 was read first time and passed to second reading without question.

House bill No. 372. Mr. Merrill. A bill for an act to incorporate the town of Ranier, in the county of Columbia, in the state of Oregon, and to repeal the act entitled "An act to incorporate the town of Ranier, in the county of Columbia, in the state of Oregon," approved November 25, 1885, and to repeal an act entitled "An act to amend sections 2 and 9 of an act entitled an act to incorporate the town of Ranier, in the county of Columbia, in the state of Oregon," approved February 25, 1889.

House bill No. 372 was read first time and passed to second reading without question.

Mr. Merrill moved that the rules be suspended and house bill No. 372 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas,

Brown of Morrow, Campbell, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Gowan, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—52.

Absent—Messrs. Belknap, Buxton, Chandler, Durham, Goodrich, Gullixson, Inman, and Wright of Union—8.

So the rules were suspended and house bill No. 372 was read second time by title only.

Mr. Ford moved that the rules be further suspended and that house bill No. 372 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Coon, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Marion, Gill, Gowan, Gullixson, Hobbs, Houck, Jeffreys, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—47.

Nays—Messrs. Brown of Morrow, Cooper, Elmore, and King—4.

Absent—Messrs. Belknap, Buxton, Chandler, Cornelius, Geer of Clackamas, Goodrich, Inman, Lawton, and Wright of Union—9.

So the rules were suspended and house bill No. 372 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Campbell, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Union, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Belknap, Brown of Douglas, Brown of Morrow, Buxton, Chandler, Cornelius, Hobbs, Inman, Lawton, Ormsby, Wilkinson, and Wright of Marion—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Geer of Marion was asked to take the chair.

House bill No. 373. Mr. Nickell. A bill for an act to regulate the recording of town plats and cemetery plats in Jackson county, and to provide for the preservation of the same.

House bill No. 373 was read first time and passed to second reading without question.

House bill No. 1 having been made the special order of business for this day and hour, was taken under further consideration by the house.

Mr. Brown of Morrow moved the previous question.

The motion prevailed.

Messrs. Manley and Gullixson demanded a call of the house.

Upon a call of the roll, all the members were found to be present except Messrs. Inman, Buxton, and Wright of Union, who were absent on leave.

On motion of Mr. Paxton, further proceedings under the call of the house were dispensed with.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Durham, Elmore, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Staats, Stone, Toner, Upton, Wilkinson, Wright of Marion, and Mr. Speaker—48.

Nays—Messrs. Day, Duncan, Ford, Geer of Marion, King, Ormsby, Sheridan, Trullinger, and Wilkins—9.

Absent—Messrs. Buxton, Inman, and Wright of Union—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Durham, from the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 7, 1893.

Mr. Speaker :

Your committee on elections, to whom was referred house bill No. 175, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Strike out section 49 of the engrossed bill and insert in lieu thereof the following:

Sec. 49. The ballots shall be styled "Official Ballot"; shall state the number or name of the precinct and county they are intended for, and the date when the election is to be held; shall contain the names of all the candidates for offices to be filled at that election, whose nominations have been duly made and accepted as herein provided, and who have not died or withdrawn; and shall contain no other names of persons, except that in case of electors of president and vice-president of the United States, the names of the candidates for president and vice-president may be added to the party or political designation. The name of each person nominated shall be printed upon the ballot in but one place, and under the name of the party whose nomination he first accepted. The name of the party or political designation to which any candidate belongs shall appear but once on the ballot, and shall be expressed in not more than three words for any one party, as specified in each of the certificates of nomination nominating him for the office, and the name of said party or political designation shall appear upon the ballot as hereinafter provided only. The names of the candidates of each party or political designation for each office shall be arranged on the official ballot in the following manner, to wit: The list of candidates of the republican party shall be placed in the first column on the left hand side of said official ballot; of the democratic party in the second column, and of any other party or parties or political designation in such order as the secretary of state shall determine; *provided*, that the candidates nominated, as herein provided, on the independent ticket, shall be printed in the last column to the right on the official ballot. One and one fourth inches below the perforated line which separates the body of the ballot proper from the stub to be torn off by the chairman, and the stub to be torn off by the first clerk, and above the head of the list of candidates of each party shall be placed a square, whose sides shall not be less than three fourths of one inch in length. Immediately under such square shall be placed the name or title of the party ticket, printed in large plain type, and immediately under the name or title the list of candidates of the party printed in large plain type, such names being placed one inch apart from center to center of the name, the name of each candidate having immediately on its left a square, whose sides shall not be less than one fourth of an inch in length, and the general arrangement of the ballot shall conform as nearly as possible to the following:

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(And continuing in like manner as to all candidates to be voted for at such election). At the top of the left hand or republican column the name of the uppermost candidate as printed shall be numbered 12, on the left margin of the column, the next candidate 13, the next 14, and so on consecutively to the end of the official ballot. Whenever a constitutional amendment or other public measure is proposed to be voted upon by the people, the substance of such amendment or other public measure shall be clearly indicated upon the ballot, and two spaces shall be left upon the margin, one for votes favoring the amendment of public measure, to be designated by the word "Yes," and for votes opposing the amendment or public measure, to be designated by the word "No," as in the form herein given: Proposed amendment to the constitution giving judges life term of office and making them appointive. The elector shall designate his vote by a cross mark, thus, X. And such proposed constitutional amendment or other public measure shall be printed upon the ballot after or below the list of candidates. Each white ballot shall have at the top thereof two stubs or margins, perforated along the lower edge thereof and adapted to be torn off after the ballot is folded and without exposing its contents. The ballot shall be of a sufficient length and width to permit this to be properly done. On the official ballot between the caption "Official ballot for — county, — precinct, June —, 189—," and above the line separating the same from the large squares shall be printed instructions to voters, as follows: "If voting straight party ticket mark or stamp cross (X) in large square above ticket voted for. If voting mixed ticket, mark or stamp cross (X) in small square to the left of the name of each candidate voted for." The white ballot shall be arranged and printed substantially as in this section shown and provided.

YES.	X
NO.	

AMENDMENT.

Strike out section 59 of the engrossed bill and insert in lieu thereof the following:

Sec. 59. On receipt of his white ballot, as aforesaid, the elector shall forthwith, and without leaving the enclosed space, retire alone to one of the compartments or places provided and there shall prepare his ballot by making in the appropriate small square a cross mark (X) opposite to the left of the name of the candidate of his choice for each office to be filled, or by writing in the name of the candidate of his choice in a blank space on said ticket, making a cross mark (X) opposite thereto; and in case of a constitutional amendment or other public measure submitted to a vote of the peo-

ple, by making in the appropriate margin a cross mark (X) as provided in section 49; *provided, however*, if he shall desire to vote for all of the candidates of one political party or designation, he may place such cross mark (X) at the appropriate place in the large square above and preceding the appellation or title under which square the names of the candidates of such political party or designation are printed, and the ballot so marked shall be counted as cast for all of the candidates named under that title; *provided further*, that the voter may place such cross mark (X) at the appropriate place in the large square above and preceding the appellation or title of one political party or designation, and may also mark at the appropriate place in the small squares to the left of the name or names of one or more candidates printed under the appellation or title of some other political party or designation, and a ballot so marked shall be counted as cast for all of the candidates named under the appellation or title which has been so marked, except as to the offices as to which he has placed such cross mark (X) preceding the name or names of some other candidate or candidates printed under the title or appellation of some other political party, and as to such it shall be counted as cast for the candidate or candidates preceding whose names such cross mark (X) may have been placed; *and provided further*, that when the elector has marked his ballot as herein provided, all other names upon said white ballot shall be deemed to be cancelled, erased, and crossed out. Before leaving the compartment or place provided, the elector shall fold his ballot so that the face thereof shall be concealed without displaying the ballot or informing any person how he has prepared it; and he shall fold the ballot so that the remaining stub may be torn off without exposing the contents of the ballot or the marks or crosses thereon; he shall then deliver the ballot to the chairman, and state his name and residence.

S. A. DURHAM,
M. A. MILLER,
POLK MAYS,
B. P. CORNELIUS.

Committee.

On motion of Mr. Durham, the report and amendments were adopted, the bill ordered engrossed and to third reading.

On motion of Mr. Durham, the clerk was ordered to instruct the state printer to print the bill as amended forthwith.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 7, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 125, with the following amendments:—

AMENDMENT.

Amend the title so as to read as follows:

An act to amend section 2752, and to repeal sections 2730, 2735, 2736, 2737, 2753, 2754, 2755, 2756, and 2757 of the miscellaneous laws of Oregon, as compiled by W. Lair Hill, relating to the assessment of property and the collection of taxes.

AMENDMENT.

Add to section 1 the following:

The terms "real property" and "land" wherever used in the laws of this state, shall, for the purpose of assessment and taxation, be held to mean and include not only the land itself, whether laid out in town lots or otherwise, with all things contained therein, but also all buildings, structures, improvements, trees, and other fixtures of whatever kind thereon, and all rights and privileges belonging or in anywise appertaining thereto. All land shall be assessed and taxed in the county in which the same shall lie, and every person shall be assessed in the county where he resides, on the first day of March of the year when the assessment shall be made for all real and personal property then owned by him within such county; and unoccupied land, if the owner be unknown, may be assessed as such without inserting the name of any owner.

AMENDMENT.

Amend section 2 so as to read as follows:

Section 2. That sections numbered 2730, 2735, 2736, 2737, 2753, 2754, 2755, 2756, and 2757 of the miscellaneous laws of Oregon, as compiled by W. Lair Hill, be and the same are hereby repealed.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Lawton moved to adopt the amendments.

Mr. Upton moved to amend the motion by ordering the amendments printed.

The motion was lost.

The question being on the adoption of the amendments, Messrs. Lawton and Manley demanded a call of the house.

The clerk called the roll, and Messrs. Cornelius, Ford, and Myer were reported absent without leave.

The sergeant-at-arms soon returned with the missing members, and on motion of Mr. Manley, further action under call of the house was dispensed with.

The amendments to house bill No. 125 were adopted.

House bill No. 167 coming on for third reading, was read third time.

On motion of Mr. Nickell, further consideration of the bill was indefinitely postponed.

House bill No. 284 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Brown of Morrow, Buxton, Cooper, Ford, Inman, Myers, Northup, and Wright of Union—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Hobbs, the house adjourned.

D. C. SHERMAN,
Chief clerk.

WEDNESDAY, FEBRUARY 8, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 8, 1893. }

The house was called to order at half past 9 o'clock A. M. by the speaker.

The roll was called, and all the members were present except Messrs. Buxton, Cooper, Currin, Ford, Inman, and Northup.

On motion of Mr. Hobbs, the reading of the journal of February 7th was dispensed with.

House bill No. 39 coming on for third reading, was read third time.

Mr. Jeffreys moved that the bill be recommitted for the purpose of amendment, as follows:

AMENDMENT.

Strike out all of section 5 of the printed bill, after the word "compensation," in line 13, and insert in lieu thereof the following: "No vessel nor the master thereof shall be compelled or liable to pay a river pilot any compensation whatsoever except for services actually performed for such vessel at the instance or request of the master thereof."

Mr. Manley moved the previous question, and the motion prevailed.

The question being on the motion to recommit, the motion was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—50.

Nays—Mr. Wilkins—1.

Absent—Messrs. Belknap, Buxton, Cooper, Currin, Ford, Inman, Miller, Myers, and Paxton—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Currin was granted leave of absence on account of sickness.

House bill No. 113 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Daly, Day, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Belknap, Buxton, Cooper, Currin, Duncan, Ford, Geer of Clackamas, Inman, and Paxton—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 23, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 7, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 119, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 7, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 125, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 8, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house joint memorial No. 10, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 7, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house

bill No. 265, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 187, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Russell, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

Mr. Speaker:

Your committee on corporations, to whom was referred house bill No. 122, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

L. H. RUSSELL,
Chairman.

On motion of Mr. Ormsby, the bill was considered engrossed and passed to third reading.

House bill No. 40 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cornelius, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner,

Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Belknap, Buxton, Campbell, Cooper, Currin, Ford, Geer of Clackamas, Inman, Nichols, and Nickell—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 233.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 206,—a bill for an act to provide for the propagation and preservation of salmon and other food fishes in the waters of the Siuslaw river and its tributaries, and to appropriate money therefor.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 206 was read first time and passed to second reading without question.

On motion of Mr. Northup, the courtesies of the house were extended to Hon. W. D. Fenton and Hon. A. B. Paxton, and they were invited to seats within the bar of the house.

House bill No. 285 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Buxton, Cooper, Cornelius, Currin, Daly, Hobbs, Inman, and Nichols—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 7, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 158,—a bill for an act to incorporate the city of Oregon City.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 158 was read first time and passed to second reading without question.

Mr. Nickell, chairman of the special committee to whom was referred house bill No. 345, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

Your special committee, to whom was referred house bill No. 345, beg leave to report that we have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Strike out all of section 1 and insert the following in lieu thereof:

Section 1. Before the indebtedness of said town shall be increased under the terms of this act, the proposition for such increase shall be submitted to a vote of the legal qualified voters of said town, and shall require a two thirds vote for such proposed increase, and in no case shall any further increase of town bonds be made or authorized without such vote.

AMENDMENT.

Section 2 of the bill shall become section 3.

CHAS. NICKELL,
Chairman.

On motion of Mr. Nickell, the amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker.

Your committee on enrolled bills, to whom was referred house bill No. 233, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

House bill No. 168 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Blevins, Campbell, Daly, Day, Elmore, King, Maloney, McEwen, Miller, Myer, Nickell, Staats, Stone, Toner, Upton, Wilkinson, and Mr. Speaker—17.

Nays—Messrs. Baughman, Belts, Bishop, Brown of Douglas, Chandler, Coon, Cornelius, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, Lamson, Lawton, Layman, Mays, Merrill, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Trullinger, Wilkins, and Wright of Marion—34.

Absent—Messrs. Belknap, Brown of Morrow, Buxton, Cooper, Currin, Inman, Manley, Merritt, and Wright of Union—9.

So the bill failed to pass.

The speaker announced that he was about to sign house bills Nos. 23, 125, 119, 187, and 265, and house joint memorial No. 10, and soon thereafter announced that he had signed the same.

House bill No. 25 coming on for third reading, was read third time.

On motion of Mr. Toner, the bill was recommitted to a committee consisting of the delegation from Umatilla county.

House bill No. 134 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cornelius, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Lamson, Lawton, Layman, Manley, McEwen, Merrill, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Sheridan, Staats, Stone, Trullinger, Upton, Wilkins, Wilkinson, and Wright of Marion, Wright of Union, and Mr. Speaker—43.

Nays—Messrs. Brown of Morrow, Gowan, King, Maloney, Mays, Merritt, Miller, and Toner—8.

Absent—Messrs. Buxton, Cooper, Currin, Daly, Houck, Inman, Jeffreys, Northup, and Russell—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 164 coming on for third reading, was read third time.

Mr. Manley moved that the bill be recommitted to the committee on assessment and taxation for general amendment.

The ayes and nays were demanded by Messrs. Ford and McEwen.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bishop, Brown of Morrow, Campbell, Chandler, Coon, Durham, Geer of Clackamas, Goodrich, Gowan, Gullixson, Jeffreys, Lawton, Manley, Mays, Northup, and Mr. Speaker—17.

Nays—Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Cornelius, Daly, Day, Duncan, Elmore, Ford, Geer of Marion, Gill, Houck, King, Lamson, Layman, Maloney, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—36.

Absent—Messrs. Buxton, Cooper, Currin, Hobbs, Inman, Myers, and Russell—7.

So the motion to recommit was lost.

The speaker announced that he was about to sign house bill No. 233, and soon thereafter announced that he had signed the same.

Mr. Geer of Clackamas moved the previous question.

The motion was lost.

Mr. Miller moved that the bill be recommitted to the committee on assessment and taxation, with instructions to amend the bill by excepting Multnomah county from the provisions thereof.

With consent of the house the motion was withdrawn.

Mr. Paxton moved to recommit the bill to the committee on assessment and taxation with instructions to so amend the bill that the counties of Multnomah, Clatsop, Klamath, and Lake be exempted from the provisions of the bill, with leave to report at any time.

The ayes and nays were demanded by Messrs. Ford and McEwen.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cornelius, Daly, Day, Durham, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Maloney, Manley, Mays, Merrill, Myer, Myers, Northup, Paxton, Russell, Sheridan, Staats, Trullinger, Wilkinson, and Mr. Speaker—34.

Nays—Messrs. Baughman, Belknap, Belts, Blevins, Duncan, Elmore, Ford, Geer of Marion, Houck, Layman, McEwen, Merritt, Miller, Nichols, Nickell, Ormsby, Stone, Toner, Upton, Wilkins, Wright of Marion, and Wright of Union—22.

Absent—Messrs. Buxton, Campbell, Cooper, and Currin—4.

So the motion to recommit prevailed.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 345, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bill No. 233.

And the same are herewith returned to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bills Nos. 119, 125, 265, 23, and 187, and house joint memorial No. 10.

And the same is herewith returned to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 86,—a bill for an act to provide for the protection of game, fish, and wild fowl, and to amend sections 1930 and 1932 of Hill's second edition of the code, and to amend section 1 of an act entitled "An act to protect the ring-necked Mongolian pheasant, quail or bob-white, prairie chicken, and pheasant in that part of the state of Oregon east of the Cascade mountains," approved February 21, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 86 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 190,—a bill for an act to incorporate the city of Aurora, Marion county, Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 190 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 96,—a bill for an act to amend an act entitled an act providing for the establishment of state normal schools in Oregon, approved October 26, 1882; also an act entitled an act to amend an act entitled an act providing for the establishment of state normal schools in Oregon, approved February 26, 1885.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 96 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 147,—a bill for an act to incorporate the town of Falls City, in Polk county, Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 147 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 183,—a bill for an act to incorporate the town of Waterloo, Linn county, state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 183 was read first time and passed to second reading without question.

On motion of Mr. Manley, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 8, 1893. }

The house was called to order by the speaker at half past 1 o'clock P. M.

The roll was called, and all the members were present excepting Messrs. Belknap, Belts, Buxton, Coon, Elmore, Gowan, Manley, Merrill, Nickell, Ormsby, and Wright of Union.

Mr. Geer of Clackamas moved that the rules be suspended and house bill 357 read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Cooper, Cornelius, Currin, Day, Duncan, Durham, Geer of

Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Inman, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Myers, Nichols, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wright of Marion, and Mr. Speaker — 40.

Nays—Messrs. Daly, Gill, Houck, Jeffreys, Miller, Myer, Nickell, Northup, and Wilkinson — 9.

Absent—Messrs. Baughman, Belknap, Brown of Morrow, Buxton, Coon, Elmore, Ford, Manley, Upton, Wilkins, and Wright of Union — 11.

So the rules were suspended and house bill No. 357 was read second time by title only.

On motion of Mr. Paxton, the bill was referred to the committee on assessment and taxation with leave to report at any time.

Mr. Sheridan moved that the rules be suspended and house bill No. 332 read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker — 53.

Absent—Messrs. Belknap, Buxton, Coon, Elmore, Northup, Wilkinson, and Wright of Union — 7.

So the rules were suspended and house bill No. 332 was read second time by title only.

On motion of Mr. Sheridan, the bill was considered engrossed and passed to third reading.

House bill No. 186 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Day, Duncan, Durham, Ford, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Upton, Wilkins, and Wright of Marion — 47.

Nays—Mr. Speaker — 1.

Absent—Messrs. Buxton, Coon, Daly, Elmore, Geer of Marion, Hobbs, Houck, Myer, Paxton, Trullinger, Wilkinson, and Wright of Union—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Merritt was called to the chair.

House bill No. 159 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Buxton, Coon, Elmore, Geer of Clackamas, Hobbs, King, Manley, Russell, Trullinger, and Wilkinson—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 57 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—49.

Nays—Messrs. Ford, Layman, and Upton—3.

Absent—Messrs. Belknap, Brown of Morrow, Buxton, Northup, Paxton, Russell, Wilkinson, and Wright of Union—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 160,—an act to incorporate the town of Myrtle Creek, Douglas county, Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 160 was read first time and passed to second reading without question.

Mr. Sheridan moved that the rules be suspended and senate bill No. 160 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, and Wright of Marion—40.

Absent—Messrs. Blevins, Buxton, Ford, Jeffreys, Lampson, Myers, Northup, Wilkins, Wright of Union, and Mr. Speaker—10.

So the rules were suspended and senate bill No. 160 was read second time by title only.

On motion of Mr. Sheridan, the bill was considered engrossed and passed to third reading.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 7, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house

bill No. 258, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 142, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 58, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

House bill No. 188 coming on for third reading, was read third time.

On motion of Mr. Daly, the bill was recommitted for general amendment.

On motion of Mr. Maloney, house bill No. 37 was laid on the table.

House bill No. 29 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day

Duncan, Durham, Elmore, Ford, Geer of Marion, Goodrich, Gowan, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, and Mr. Speaker—39.

Nays—Messrs. Bishop, Geer of Clackamas, Gill, Hobbs, Inman, King, Lamson, Lawton, Myers, Paxton, Sheridan, and Wright of Union—12.

Absent—Messrs. Belknap, Buxton, Currin, Gullixson, Houck, Jeffreys, Manley, Northup, and Wilkins—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 63 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Belknap, Buxton, Currin, Ford, Jeffreys, Russell, and Wilkins—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker resumed the chair.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate joint memorial No. 1, asking for an amendment to be proposed to the sundry civil appropriation bill for money due the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Upton, the house concurred in the adoption of house joint memorial No. 10.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 159,—a bill for an act to provide for the satisfaction of mortgages when foreclosed.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 159 was read first time and passed to second reading without question.

On motion of Mr. Blevins, house bill No. 84 was laid on the table.

House bill No. 89 coming on for third reading, was read third time.

Mr. Lawton moved that the bill be laid on the table.

The ayes and nays were demanded by Messrs. Ford and Upton.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Chandler, Cornelius, Currin, Duncan, Durham, Gill, Goodrich, Hobbs, Inman, Lamson, Lawton, Layman, Manley, Paxton, Staats, and Wright of Union—19.

Nays—Messrs. Bishop, Blevins, Brown of Morrow, Campbell, Coon, Cooper, Day, Elmore, Ford, Geer of Marion, Gowan, Gullixson, Houck, King, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Russell, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—33.

Absent—Messrs. Brown of Douglas, Buxton, Daly, Geer of Clackamas, Jeffreys, Myers, Sheridan, and Wright of Marion—8.

So the motion was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Bishop, Brown of Morrow, Campbell, Coon, Cooper, Day, Ford, Gowan, Gullixson, Houck, Maloney, Mays, McEwen, Miller,

Nichols, Nickell, Sheridan, Upton, Wilkinson, and Mr. Speaker—20.

Nays—Messrs Baughman, Belts, Blevins, Brown of Douglas, Chandler, Cornelius, Currin, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Hobbs, Inman, King, Lamson, Lawton, Layman, Manley, Merrill, Merritt, Myer, Myers, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, and Wright of Union—34.

Absent—Messrs. Belknap, Buxton, Daly, Geer of Clackamas, Jeffreys, and Wright of Marion—6.

So the bill failed to pass.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 193,—a bill for an act relating to animals running at large in Sherman county.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 193 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 154,—a bill for an act to authorize the construction of bridges across Young's bay, or river, and Lewis and Clarke river, in Clatsop county, state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 154 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 163,—a bill for an act to amend section 1867 of title II., chapter VII. of Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 163 was read first time and passed to second reading without question.

On motion of Mr. Gullixson, the courtesies of the house were extended to Hon. J. C. Carson and Hon. D. Macleay, and they were invited to seats within the bar of the house.

On motion of Mr. Blevins, house bill No. 131 was laid on the table.

On motion of Mr. Wilkinson, house bill No. 132 was laid on the table.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 212,—a bill for an act amending sections 2 and 34 of an act of the legislative assembly of the state of Oregon, entitled an act to incorporate the city of Albany, Linn county, state of Oregon, and to repeal all acts and parts of acts in conflict herewith; passed by the senate January 28, 1891, passed by the house February 2, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 212 was read first time and passed to second reading without question.

The speaker submitted the following communication from the secretary of state:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }
 SALEM, Oregon, }
 February 8, 1893. }

To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon—GENTLEMEN: I beg leave to ask the attention of your honorable body to the claim of the state of Oregon for reimbursement of moneys expended in the suppression of the war of the rebellion, the principal of which claim, as approved by the board of war claims examiners, amounts, without interest, to the sum of \$224,526.53. Senator Dolph has recently introduced an amendment to the sundry civil appropriation bill for the payment of this claim, together with similar claims of the states of California and Nevada. A tabular statement prepared by the treasury department of the United States, containing the name of every state loyal to the Union during the rebellion, excepting the states of California, Oregon, and Nevada, shows that the United States has reimbursed said loyal states sums of money expended on account of the war of the rebellion, aggregating, up to March 15, 1892, the sum of \$44,725,072.38.

Justice and equity demand that the states of California, Oregon, and Nevada be also reimbursed for such expenses, which have been fully proven after most rigid examination by the board of war claims examiners. As congress will take early action on Senator Dolph's amendment, I deem it my duty now to present this matter for such action as the legislative assembly shall deem expedient and just.

I have the honor to be, very respectfully,
 Your obedient servant,

GEO. W. McBRIDE,
 Secretary of State.

On motion of Mr. Upton, the communication was referred to a special committee of three, to be appointed by the speaker, and instructed to prepare a memorial in tenor therewith.

House bill No. 170 coming on for third reading, was read third time.

On motion of Mr. Upton, the bill was recommitted to the committee on assessment and taxation for amendment, with leave to report at any time.

Mr. Miller moved that when the house adjourn it be to convene at 7:30 this evening, for the purpose of considering bills and the second reading of house bills.

House bill No. 374. Mr. Upton. A bill for an act to require all

banks and bankers in the state of Oregon to render semi-annual sworn returns to the secretary of the state of Oregon of all misclaimed deposits or unclaimed moneys from any land, and to provide penalties for neglect to make such returns.

House bill No. 374 was read first time and passed to second reading without question.

House bill 375. Mr. Wright of Union. A bill for an act to amend section 282 of title I., chapter III. of Hill's code, relating to property not exempt for wages of laborers or servants.

House bill No. 375 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 191,—a bill for an act to authorize and empower the city of Pendleton to construct and maintain a system of sewerage therein; to incur an indebtedness therefor; to issue bonds and to purchase and own real property.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 191 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 1,—a bill for an act to provide two additional circuit court judges for the fourth judicial district of the state of Oregon, and to amend sections 882, 883, and 887 of Hill's code, relating to circuit judges of said district.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 1 was read first time and passed to second reading without question.

Mr. Paxton moved that the rules be suspended and senate bill No. 1 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Gill, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Miller, Myer, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—52.

Nays—Messrs. McEwen and Upton—2.

Absent—Messrs. Buxton, Campbell, Geer of Marion, Goodrich, Sheridan, and Nichols—6.

So the rules were suspended and senate bill No. 1 was read second time by title only.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 20, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house

bill No. 275, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 286, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

House bill No. 69 coming on for third reading, was read third time.

Mr. Daly moved that the further consideration of the bill be made the special order of business for 2 o'clock P. M. next Tuesday.

The motion was lost.

Mr. Brown of Morrow moved the previous question.

The motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Blevins, Chandler, Cooper, Day, Elmore, Goodrich, Gowan, Gullixson, McEwen, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Upton, Wilkins, and Wright of Union—19.

Nays—Messrs. Belknap, Belts, Bishop, Brown of Morrow, Coon, Cornelius, Currin, Daly, Duncan, Durham, Geer of Clackamas, Gill, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Miller, Myer, Myers, Nickell, Staats, Stone, Toner, Trullinger, Wilkinson, Wright of Marion, and Mr. Speaker—36.

Absent—Messrs. Brown of Douglas, Buxton, Campbell, Ford, and Geer of Marion—5.

So the bill failed to pass.

The speaker announced that he was about to sign house bills Nos. 20, 286, and 275, and soon thereafter announced that he had signed the same.

The speaker submitted the following message from the governor:

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }
 SALEM, Oregon, }
 February 8, 1893. }

To the Honorable the House of Representatives of the State of Oregon:
 I herewith return house bill No. 119,—an act amending an act incorporating the city of Athena,—with my dissent, for the reason that the aforesaid bill is a duplicate of senate bill No. 93, filed this date in the office of the secretary of state.

SYLVESTER PENNOYER,
 Governor.

On motion of Mr. Stone, house bill No. 119 was laid on the table.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
 SALEM, Oregon, }
 February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 146,—a bill for an act to amend sections 1, 2, 3, 7, 8, 10, and 11 of an act entitled an act to regulate the practice of pharmacy and the sale of poisons in the state of Oregon, passed by the legislative assembly of the state of Oregon on February 21, 1891, and to regulate the recovery of the several penalties prescribed in said act.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
 Chief clerk.

Senate bill No. 146 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
 SALEM, Oregon, }
 February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 88,—a bill for an act to incorporate the town of Canby, Clackamas county, Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 88 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 89,—a bill for an act to prevent cruelty to animals.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 89 was read first time and passed to second reading without question.

House bill No. 136 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Brown of Morrow, Cooper, Day, Elmore, Layman, McEwen, Merritt, Myer, Nichols, Northup, Ormsby, Paxton, Sheridan, Staats, Upton, Wilkins, and Mr. Speaker—18.

Nays—Messrs. Belknap, Belts, Bishop, Blevins, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Maloney, Manley, Mays, Merrill, Miller, Myers, Nickell, Russell, Stone, Toner, Trullinger, and Wilkinson—36.

Absent—Messrs. Brown of Douglas, Buxton, Ford, Gowan, Wright of Marion, and Wright of Union—6.

So the bill failed to passed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has

passed senate bill No. 4,—a bill for an act to amend section 4 of an act entitled "An act to authorize the construction and operation of the Siuslaw & Eastern Railroad and Navigation Company's lines and branches thereof," filed in the office of the secretary of state, February 25, 1889.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 4 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 173,—a bill for an act to amend an act entitled "A bill to establish an institution of learning in Washington county," called "The Tualatin Academy and Pacific University," passed council January 10, 1854.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 173 was read first time and passed to second reading without question.

Mr. Cornelius moved that the rules be suspended and that senate bill No. 173 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Curriu, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—53.

Nays—Mr. McEwen—1.

Absent—Messrs. Buxton, Cooper, Daly, Geer of Marion, Myers, and Wright of Union—6.

So the rules were suspended and senate bill No. 173 was read second time by title only and ordered to third reading.

House bill No. 180 coming on for third reading, was read third time.

On motion of Mr. Wright of Marion, the bill was recommitted to the committee on fisheries and game for amendment, with leave to report at any time.

The members from Multnomah county, and those comprising the committee on counties, were excused from attendance on the evening session.

The speaker appointed Messrs. Upton, Goodrich, and Toner a committee to prepare a memorial in tenor with the communication from the secretary of state.

On motion of Mr. Elmore, the house adjourned according to previous order.

D. C. SHERMAN,
Chief clerk.

EVENING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

The house met at 7:30 P. M., and was called to order by the speaker.

The roll was called, and all members were present excepting Messrs. Bishop, Brown of Douglas, Durham, Gill, Gullixson, Houck, Inman, Lawton, Merrill, Paxton, Sheridan, Trullinger, and Wilkinson.

The speaker submitted the following telegram:—

TELEGRAM.

MOUNT TABOR, Oregon, February 8, 1893.

To the Speaker of the House of Representatives of the Seventeenth Biennial Session of the State of Oregon: I hereby voice the sentiments of thousands of citizens of this state when I congratulate your honorable body on the passage of the famous Lawton bill.

O. F. BOTKIN.

Mr. Merritt was called to the chair.

House bill No. 333 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Merrill, further consideration of house bill No. 122 was indefinitely postponed.

House bill No. 345 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 258 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays,

McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 320 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 107 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow,

Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 297 coming on for second reading, was read second time.

On motion of Mr. Wright of Union, the bill was considered engrossed and ordered to third reading.

Mr. Wright of Union moved that the rules be suspended and house bill 297 read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Curriu, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and house bill No. 297 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 188 coming on for second reading, was read second time.

On motion of Mr. Myer, the bill was passed to third reading.

Mr. Myer moved that the rules be suspended and that senate bill No. 188 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 188 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 64 coming on for second reading, was read second time.

On motion of Mr. Merrill, the bill was passed to third reading.

Mr. Merrill moved that the rules be suspended and that senate bill No. 64 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan,

Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 64 read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 105 coming on for second reading, was read second time.

Mr. Coon moved that the rules be suspended and that senate bill No. 105 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and house bill No. 105 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 120 coming on for second reading, was read second time.

Mr. Wilkins moved that the rules be suspended and that senate bill No. 120 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 120 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell,

Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 220 coming on for second reading, was read second time.

Mr. Duncan moved that the rules be suspended and that senate bill No. 220 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 220 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 147 coming on for second reading, was read second time.

Mr. Myers moved that the rules be suspended and that senate bill No. 147 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 147 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Geer of Clackamas moved that the rules be suspended and senate bill No. 88 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby,

Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 88 was read second time by title only.

Mr. Geer of Clackamas moved that the rules be further suspended and that senate bill No. 88 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 88 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Sheridan moved that the rules be suspended and senate bill No. 160 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 160 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 135 coming on for second reading, was read second time.

Mr. Geer of Clackamas moved that the rules be suspended and senate bill 135 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 135 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 190 coming on for second reading, Mr. Myer moved that the rules be suspended and the bill read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 190 was read second time by title only.

Mr. Myer moved that the rules be further suspended and senate bill No. 190 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen,

Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 190 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Wright of Union moved a call of the house.

The motion was lost.

Mr. Merrill moved that the rules be suspended and senate bill No. 212 be read a second time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 212 was read second time.

Mr. Merrill moved that the rules be further suspended and that

senate bill No. 212 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 212 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Myer moved that the rules be suspended and senate bill No. 158 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 158 was read second time by title only.

Mr. Geer of Clackamas moved that the rules be further suspended and senate bill No. 158 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 158 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Myer moved that the rules be suspended and senate bill No. 183 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler,

Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 183 was read second time by title only.

Mr. Myer moved that the rules be further suspended and that senate bill No. 183 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the rules were suspended and senate bill No. 183 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, Paxton, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker resumed the chair.

Senate bill No. 8 coming on for third reading was read third time.

Mr. Cornelius offered the following amendments, and asked the unanimous consent of the house for the clerk to make the proposed changes in the bill:—

AMENDMENT.

In line 2, section 3, strike out the word “five” and insert in lieu thereof the word “six.”

AMENDMENT.

In line 10, section 5, strike out after the word “property,” as amended, the words “unless such indebtedness is owing within the city.”

There being no objection, the clerk was so instructed.

The question being, “Shall the bill pass?” the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker —47.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, and Paxton —13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 8, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bills Nos. 275, 286, and 20.

And the same are herewith returned to you for your signature.

O. P. MILLER,
Chief clerk.

Senate bill No. 36 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker —47.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Gill, Gullixson, Hobbs, Inman, Lawton, Manley, Myers, Northup, and Paxton—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Miller, the house adjourned.

D. C. SHERMAN,
Chief clerk.

THURSDAY, FEBRUARY 9, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

The house was called to order at half past 9 o'clock A. M. by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton, Elmore, Ford, Merrill, Nickell, and Northup.

Prayer was offered by Rev. Mr. Bowersox.

By unanimous consent, Mr. Ormsby introduced house resolution No. 38.

HOUSE RESOLUTION NO. 38.

Resolved, That the speaker be authorized to appoint an assistant reading clerk for the day.

On motion of Mr. Ormsby, the resolution was adopted.

The speaker appointed L. F. Conn assistant reading clerk for the day.

On motion of Mr. Maloney, the reading of the journal of February 8th was dispensed with.

The special committee consisting of the Marion county delegation, having leave to report at any time, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker.

Your special committee, consisting of the members from Marion county, to whom was referred house bill No. 344, have had the same under consideration, and after a satisfactory understanding being had by all the parties interested on either side, the committee, in justice to said parties, offer the following substitute for the original bill No. 344, and recommend that said substitute do pass:—

SUBSTITUTE.

A bill for an act to require the fencing of the trunk line railroad from Portland to Ashland, and fixing the liability in case of failure to comply with said act.

S. B. ORMSBY,
Chairman.

Nays—Messrs. Baughman, Belts, Blevins, Brown of Douglas, House bill No. 376, substitute for house bill No. 344. Mr. Geer of Marion. A bill for an act to require the fencing of the trunk line railroad between Portland and Ashland, and fixing liability in case of failure to comply with this act.

House bill No. 376 was read first time and passed to second reading without question.

Mr. Ford moved that the rules be suspended and that house bill No. 376 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper,

Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Nays—Mr. Houck—1.

Absent—Messrs. Buxton, Jeffreys, and Merrill—3.

So the rules were suspended and house bill No. 376 was read second time by title only.

On motion of Mr. Ford, the bill was considered engrossed and passed to third reading.

Mr. Geer of Marion moved that the rules be suspended and house bill No. 376 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Stone, Toner, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—50.

Nays—Messrs. Northup, Trullinger, and Wilkinson—3.

Absent—Messrs. Buxton, Daly, Durham, Jeffreys, Merrill, Myer, and Staats—7.

So the rules were suspended and house bill No. 376 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Nays—Mr. Northup—1.

Absent—Messrs. Brown of Morrow, Buxton, Durham, Gullixson, and Jeffreys—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker submitted the following communication.

COMMUNICATION.

FOREST GROVE, OR., February 7, 1893.

To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon—GENTLEMEN: My health is not sufficiently restored to permit me to further attend the sessions of the house; I therefore respectfully ask to be excused from further participation in the business of your honorable body, and permit me, gentlemen, at this time to return my sincere thanks for the sympathy expressed by you during my illness, and for the kind favors shown me by the officers and members during the brief time I had the honor of participating in the deliberations of your honorable body.

I am, gentlemen,

Very respectfully yours,

HENRY BUXTON.

On motion of Mr. Paxton, leave of absence was granted Mr. Buxton for the remainder of the session.

On motion of Mr. Maloney, house bill No. 207 was referred to a special committee consisting of the members from Yamhill county.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker :

Your committee on fisheries and game, to whom was referred house bill No. 180, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Amend section 6, line 7, printed bill, after the word "provided," by inserting the following: "*provided*, that this act shall not apply to ducks and geese feeding on growing grain; *provided further*, that

the counties of Coos and Curry be exempted from the operations of this act."

GEO. T. MYERS,
Chairman.

On motion of Mr. Myers, the amendment was adopted.

By unanimous consent of the house the clerk was instructed to engross the amendment as adopted.

House bill No. 180 coming on for third reading, was read third time.

By unanimous consent of the house the clerk was instructed to correct a clerical error by striking out the word "act" and inserting in lieu thereof the word "section" at the end of section 6.

The clerk made the correction.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—49.

Nays—Messrs. Baughman, Cornelius, Daly, Merrill, and Wilkins—5.

Absent—Messrs. Belknap, Buxton, Geer of Clackamas, Miller, Myer, and Upton—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 22 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Gill, Gowan, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Upton, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Belts, Buxton, Ford, Geer of Marion, Goodrich, Gullixson, Jeffreys, Trullinger, and Wright of Marion—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 21 coming on for third reading, was read third time.

Mr. Upton asked unanimous consent of the house to amend the bill by providing that Curry county be exempt from the provisions of this act, and that the clerk be instructed to insert the amendment.

There being no objection, the clerk inserted the amendment as instructed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Durham, Gill, Gowan, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Merritt, Myers, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—30.

Nays—Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Day, Duncan, Elmore, Ford, Geer of Marion, Layman, Maloney, Mays, McEwen, Merrill, Myer, Nichols, Nickell, Upton, and Wilkins—21.

Absent—Messrs. Buxton, Geer of Clackamas, Goodrich, Gullixson, Houck, Manley, Miller, Russell, and Trullinger—9.

So the bill failed to pass.

Mr. Nickell moved to reconsider the vote by which house bill No. 21 was defeated.

On motion of Mr. Manley, the courtesies of the house were extended to Mr. D. M. McLaughlin, and he was invited to a seat within the bar of the house.

On motion of Mr. Myers, the courtesies of the house were extended to Judge C. H. Carey of Portland, and he was invited to a seat within the bar of the house.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,

February 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 345.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 175, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 215, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 278, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:--

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 139, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in the house amendments to senate bill No. 8.

O. P. MILLER,
Chief clerk.

House bill No. 10 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Myer, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Buxton, Campbell, Duncan, Inman, Jeffreys, Manley, Miller, Myers, and Northup—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 149 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Chandler, Coon, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Russell, Sheridan, Stone, Toner, Trullinger, Upton, Wilkins, and Mr. Speaker—43.

Nays—Messrs. Cooper and Maloney—2.

Absent—Messrs. Brown of Morrow, Buxton, Campbell, Cornelius, Houck, Inman, Jeffreys, King, Myers, Northup, Paxton, Staats, Wilkinson, Wright of Marion, and Wright of Union—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 34 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Chandler, Coon, Cooper, Daly, Day, Duncan, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, King, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Brown of Morrow, Buxton, Campbell, Cornelius, Currin, Durham, Ford, Houck, Inman, Jeffreys, Mays, Miller, Northup, Sheridan, Wilkinson, and Wright of Union—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 9, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate bills

Nos. 28, 26, and 31, also senate joint memorial No. 1, are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bills Nos. 139, 215, and 278.

And the same are herewith returned to you for your signature.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 26, 28, and 31, also senate joint memorial No. 1, and soon thereafter that he had signed the same.

House bill No. 175 coming on for third reading, was read third time.

On motion of Mr. Paxton, and with unanimous consent of the house, the clerk corrected a clerical error in the engrossed bill, by striking out the words "Santa Claus" and inserting in lieu thereof the words "John Jones" in the third column of the form of ballot.

The speaker announced that he was about to sign house bills Nos. 139, 215, and 278, and soon thereafter that he had signed the same.

Mr. Bishop moved the previous question.

The motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cornelius, Duncan, Durham, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, King, Lamson, Lawton, Layman, Manley, Mays, Merrill, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Trullinger, Wilkins, Wright of Marion, Wright of Union and Mr. Speaker—35.

Nays—Messrs. Baughman, Blevins, Campbell, Cooper, Currin, Daly, Day, Elmore, Ford, Gill, Houck, Inman, Jeffreys, Maloney, McEwen, Miller, Myer, Nickell, Sheridan, Staats, Stone, Toner, Upton, and Wilkinson—24.

Absent—Mr. Buxton—1.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Elmore, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

The house met at 1:30 o'clock P. M. and was called to order by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton, Elmore, Gowan, Jeffreys, Paxton, and Trullinger.

On motion of Mr. Ford, the courtesies of the house were extended to Hon. D. H. Looney, and he was invited to a seat within the bar of the house.

According to previous notice, Mr. Nickell moved that the vote by which house bill No. 21 failed to pass, be reconsidered.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Blevins, Brown of Douglas, Campbell, Cooper, Daly, Day, Durham, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Jeffreys, King, Lawton, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—40.

Nays—Messrs. Baughman, Currin, Ford, Geer of Clackamas, Lamson, Layman, Ormsby, Upton, and Wilkins—9.

Absent—Messrs. Belknap, Brown of Morrow, Buxton, Chandler, Coon, Cornelius, Duncan, Elmore, Hobbs, Miller, and Myer—11.

So the motion prevailed.

Mr. Sheridan asked the unanimous consent of the house for the clerk to amend the bill by inserting in line 5 of section 2, after the word "Oregon," the words "except grain fields."

There being no objection, the clerk made the insertion as directed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan,

Gullixson, Houck, Inman, Jeffreys, King, Lamson, Lawton, Maloney, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—47.

Nays—Messrs. Baughman, Day, Duncan, Layman, Upton, and Wilkins—6.

Absent—Messrs. Belknap, Belts, Buxton, Cornelius, Hobbs, Manley, and Miller—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 72,—a bill for an act to amend section 1 of an act entitled an act for securing liens for laborers on mining claims, and material-men, and prescribing the manner of their enforcement.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 72 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 207,—a bill for an act to change the boundary line of Multnomah and Clackamas counties in the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 207 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 179,—a bill for an act to amend section 1 of an act entitled "An act to amend sections 2246 and 2247, Hill's code, relating to the boundaries of Clatsop county and the line of boundary between the counties of Clatsop and Tillamook," approved February 20, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 179 was read first time and passed to second reading without question.

Mr. Trullinger moved that the rules be suspended and senate bill No. 179 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Day, Duncan, Durham, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—45.

Nays—Messrs. Elmore, Houck, King, and Maloney—4.

Absent—Messrs. Belknap, Brown of Douglas, Buxton, Currin, Daly, Geer of Clackamas, Lamson, Myer, Myers, Russell, and Staats—11.

So the rules were suspended and senate bill No. 179 was read second time by title only.

On motion of Mr. Trullinger, the bill was passed to third reading.

Mr. Trullinger moved that the rules be further suspended and the bill be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Currin,

Duncan, Durham, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkison, Wright of Marion, Wright of Union, and Mr. Speaker—47.

Nays—Messrs. Brown of Morrow, Day, and Elmore—3.

Absent—Messrs. Buxton, Daly, Geer of Clackamas, Hobbs, Houck, Mays, Miller, Myers, Russell, and Wilkins—10.

So the rules were suspended and senate bill No. 179 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Buxton, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker.—52.

Nays—None.

Absent—Messrs. Brown of Morrow, Cornelius, Geer of Clackamas, Geer of Marion, Houck, Miller, Northup, and Russell—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 145,—a bill for an act entitled an act to authorize county courts to offer rewards for the apprehension of criminals and fugitives from justice.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 145 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February —, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 21,—a bill for an act to create a commission to provide for the display of Oregon's resources at the World's Columbia Exposition, to define its duties, and to appropriate money money therefor,—notwithstanding the veto and objections of the governor.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }
SALEM, Oregon, }
February 8, 1893. }

To the Honorable the Legislative Assembly of the State of Oregon: I herewith return senate bill No. 21 with my dissent. This bill proposes to take sixty thousand dollars, collected from the people through the taxing power of the state, and place it in the hands of a commission, to be expended in making a show at Chicago. The legislature has the undeniable right to levy taxes for the general benefit, but a well defined line of limit is clearly established between those benefits that are practical and those that are merely speculative. It is unquestioned that the legislature can authorize expenditures for works of utility necessary for the general welfare, but it is more than questionable if it has the right to levy taxes upon the people for intangible and uncertain benefits, such as are supposed to accrue from advertising these products either in Chicago, Japan, or elsewhere. To tax some people for the benefit of others, or to tax the people for any other purpose than for the frugal administration of government in the full exercise of its undoubted prerogatives, may not be specifically inhibited by any constitutional provision, but it is so repugnant to right as to be equally condemnatory, for the precepts of justice should be as binding upon the conscience of the legislators as are the restrictions of the constitution. Let it be conceded that the legislature can exercise the power of levying taxes at its own will, and for any purpose, and the taxpayer will become at once the prey of

the schemer, and corruption and extravagance, through duly enacted statutes clothed with all the forms and sanctity of law, will hold high carnival over the spoilation of the citizen. A departure from the one safe rule that the taxation of the people by the government should be strictly limited to its honest administration in the exercise of necessary governmental functions, would open wide the door for public speculation at the expense of private thrift, and if once sanctioned, our state government would soon become what the federal government for more than a quarter of a century has been—a most effective instrumentality for the robbery of the taxpayer for the benefit of the boodler.

I veto the bill.

SYLVESTER PENNOYER,
Governor.

Mr. Paxton moved that senate bill No. 21 be laid on the table.

The ayes and nays were demanded by Messrs. Ford and Daly.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Layman, Manley, Mays, Merrill, Myers, Ormsby, Paxton, Stone, Toner, Trullinger, Wright of Marion, Wright of Union, and Mr. Speaker—31.

Nays—Messrs. Baughman, Blevins, Currin, Daly, Day, Elmore, Ford, King, Lamson, Lawton, Maloney, McEwen, Merritt, Miller, Myer, Nichols, Nickell, Sheridan, Upton, Wilkins, and Wilkinson—21.

Absent—Messrs. Buxton, Campbell, Geer of Clackamas, Geer of Marion, Houck, Northup, Russell, and Staats—8.

So the motion prevailed.

House bill No. 104 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—50.

Nays—None.

Absent — Messrs. Buxton, Geer of Clackamas, Houck, King, Lamson, Northup, Staats, Wright of Marion, Belknap, and Miller—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 31 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Bishop, Brown of Morrow, Chandler, Coon, Cornelius, Durham, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Lamson, Maloney, Manley, Mays, Merrill, Nickell, Northup, Ormsby, Paxton, Sheridan, Toner, Trullinger, Wright of Marion, Wright of Union, and Mr. Speaker—28.

Nays—Messrs. Baughman, Belts, Blevins, Brown of Douglas, Campbell, Cooper, Currin, Day, Duncan, Elmore, Ford, Geer of Marion, Jeffreys, King, Lawton, Layman, McEwen, Merritt, Miller, Myer, Nichols, Staats, Stone, Upton, Wilkins, and Wilkinson—26.

Absent—Messrs. Buxton, Daly, Geer of Clackamas, Inman, Myers, and Russell—6.

So the bill failed to pass.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 197,—a bill for an act to secure a more convenient mode of making assessments and of collecting and paying taxes.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 197 was read first time and passed to second reading without question.

Mr. Manley moved that the rules be suspended and that senate bill No. 197 read second time.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Camp-

bell, Chandler, Coon, Cornelius, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gili, Goodrich, Gowan, Hobbs, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Nichols, Nickell, Northup, Paxton, Staats, Stone, Toner, Wilkins, Wright of Union, and Mr. Speaker—37.

Nays—Messrs. Brown of Douglas, Cooper, Currin, Elmore, Houck, McEwen, Miller, Myer, Ormsby, Sheridan, Trullinger, Upton, Wilkinson, and Wright of Marion—14.

Absent—Messrs. Baughman, Buxton, Daly, Gullixson, Inman, Merrill, Merritt, Myers, and Russell—9.

So the motion was lost.

On motion of Mr. Geer of Clackamas, it was ordered that when the house adjourn it be to convene at 7:30 o'clock P. M. for the second reading of house and senate bills.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 201,—a bill for an act to establish a uniform standard of weights and measures in this state, and to provide for a state sealer, and inspector of the same.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 201 was read first time and passed to second reading without question.

House bill No. 43 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Gowan, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Buxton, Daly, Ford, Goodrich, Gullixson, King, Merrill, Merritt, and Miller—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker submitted the following message from the governor:

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }
SALEM, Oregon, }
February 9, 1893. }

To the Honorable the House of Representatives of the State of Oregon:
I herewith return house bill No. 233 with my dissent. This bill provides for the payment out of the state treasury of the sum of \$20,000 a year for two years to the military board, in addition to the amount raised for the state militia through the now existing tax of one fifth of a mill upon all the property of the state. The amount of the assessable property in the state as returned by the state equalization board is now \$228,398,677. A tax of one fifth of a mill on this amount would bring annually \$45,679. Add to this amount the \$20,000 given to the militia by this bill and we have an annual total of \$65,679. As the amount expended by the state militia annually for the last biennial term was \$32,778, it will be seen that it is proposed to double the amount heretofore expended. Our constitution provides that "the military shall be kept in strict subordination to the civil power;" but it would seem that now the military is in the saddle, as it has had sufficient potency to procure a largely increased appropriation in the passage of this bill at a time when a retrenchment in all civil departments is sought after on account of the depressed condition of our people consequent upon the stagnation of business and a general decline in prices, values, and volume of currency. This is most decidedly wrong. Now, when the greatly overburdened taxpayer is demanding relief, the military as well as the civil branch of government must begin to practice retrenchment. Retrenchment must be made all along the line.

I veto the bill.

SYLVESTER PENNOYER,
Governor.

Mr. Gullixson moved that the bill and veto message be laid on the table.

The motion was lost.

Mr. Ford moved that the bill and message be made the special order of business for next Tuesday, at 10 o'clock A. M.

The ayes and nays were demanded by Messrs. Gullixson and Ford.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—53.

Nays—Messrs. Brown of Douglas and Cooper—2.

Absent—Messrs. Buxton, Cornelius, Inman, Lawton, and Merritt,—5.

So the motion prevailed.

Mr. Northup moved that the vote by which house bill No. 175 was passed be reconsidered.

Mr. Durham moved that the motion to reconsider be indefinitely postponed.

The ayes and nays were demanded by Messrs. Ford and Gill.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cornelius, Duncan, Durham, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Manley, Mays, Merrill, Merritt, Myers, Northup, Ormsby, Paxton, Russell, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—33.

Nays—Messrs. Baughman, Blevins, Campbell, Cooper, Currin, Daly, Day, Elmore, Ford, Gill, Houck, Inman, Jeffreys, King, Maloney, McEwen, Miller, Myer, Nichols, Nickell, Sheridan, Staats, Stone, Toner, and Upton—25.

Absent—Messrs. Buxton and Wilkinson—2.

So the motion prevailed.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house

bill No. 345, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 87, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

House bill No. 157 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Toner, Trullinger, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—45.

Nays—Messrs. Belts, Bishop, Duncan, Houck, Myer, Stone, Sheridan, Upton, and Wilkins—9.

Absent—Messrs. Buxton, Daly, Geer of Clackamas, King, Lawton, and Miller—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign house bills Nos. 345 and 87, and soon thereafter that he had signed the same.

House bill No. 66 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of

Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker—52.

Nays—Mr. Wilkinson—1.

Absent—Messrs. Buxton, Geer of Clackamas, Geer of Marion, Jeffreys, Manley, Miller, and Wright of Union—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 26 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Inman, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—46.

Nays—Messrs. Ford, Hobbs, King, Merrill, Paxton, and Mr. Speaker—6.

Absent—Messrs. Buxton, Durham, Gullixson, Houck, Jeffreys, Manley, Miller, and Myer—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 9, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bills Nos. 87 and 345.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate bills Nos. 36, 105, 135, and 188 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 36, 105, 135, and 188, and soon thereafter that he had signed the same.

House bill No. 151 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Currin, Day, Elmore, Geer of Marion, Gill, Gowan, King, Mays, McEwen, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Staats, Stone, Toner, Upton, Wilkins, Wright of Marion, and Mr. Speaker—33.

Nays—Messrs. Campbell, Cornelius, Daly, Durham, Ford, Geer of Clackamas, Goodrich, Hobbs, Houck, Inman, Lamson, Lawton, Layman, Maloney, Manley, Merrill, Paxton, Russell, Sheridan, Trullinger, and Wilkinson—21.

Absent—Messrs. Buxton, Duncan, Gullixson, Jeffreys, Miller, and Wright of Union—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 9, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred house bill No. 188, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

That the title be amended by inserting after the second reference to section 3353 the figures "3354."

AMENDMENT.

After line 68, insert the following:

Section 3. That section 3354 be amended so as to read as follows:—

Sec. 3354. The stock inspectors of the several counties of this state shall receive the following annual salaries for their services, to be paid quarterly by their respective counties, to wit: Of Baker county, four hundred dollars; of Benton county, twenty-five dollars; of Clatsop county, twenty-five dollars; of Coos county, twenty-five dollars; of Columbia county, twenty-five dollars; of Crook county, eight hundred dollars; of Curry county, two hundred dollars; of Douglas county, one hundred dollars; of Gilliam county, five hundred dollars; of Grant county, eight hundred dollars; of Harney county, three hundred and fifty dollars; of Jackson county, two hundred dollars; of Josephine county, twenty-five dollars; of Klamath county, one hundred dollars; of Lake county, eight hundred dollars; of Lane county, twenty-five dollars; of Linn county, twenty-five dollars; of Marion county, twenty-five dollars; of Morrow county, eight hundred dollars; of Multnomah county, twenty-five dollars; of Malheur county, five hundred dollars; of Polk county, twenty-five dollars; of Sherman county, three hundred dollars; of Tillamook county, twenty-five dollars; of Umatilla county, four hundred dollars; of Union county, eight hundred dollars; of Wasco county, eight hundred dollars; of Wallowa county, three hundred dollars; of Washington county, twenty-five dollars; of Yamhill county, twenty-five dollars. But the county courts of the respective counties may, in their discretion, when sitting for the transaction of county business, increase or decrease the salaries of such inspectors in their respective counties. The inspectors shall also be allowed to collect a fee of three dollars per day for every day or part of a day in which he shall be engaged in inspecting sheep for the purpose of granting traveling permits or certificates of soundness, together with ten cents per mile for the distance necessarily traveled by him in making such inspections, except at semi-annual inspections; *provided*, that no person, com-

pany, or corporation owning or controlling any band or bands of sheep, and holding a certificate of soundness issued by the inspector of the proper county within thirty days of such time as such person, company, or corporation shall desire to move said band or bands of sheep, shall be required to have a traveling permit for the purpose of moving said sheep from one locality to another within the county in which such sheep are located. Any inspector at any time granting a permit to allow any stock to travel without first having examined said stock, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than one hundred dollars nor more than two hundred and fifty dollars; and for any violation or a failure on the part of any inspector of stock to comply with any of the requirements of this act, it is hereby made the duty of the respective district attorneys of the counties where such inspector may reside, to forthwith institute, in the name of the state of Oregon, action upon his official bond against said inspector and his sureties for the enforcement therein provided for.

AMENDMENT.

And that the following section be added:

Section 4. The provisions of this act shall not apply to the counties of Klamath, Lake, Crook, and Douglas.

T. T. GEER,
Chairman.

On motion of Mr. Ford, the amendments were adopted, the bill was ordered engrossed and to third reading.

Mr. Hobbs, chairman of the special committee consisting of the members from the third judicial district, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker.

Your special committee, to whom was referred house bill No. 207, beg leave to report that we have had the same under consideration, and would respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Strike out all that part of the printed bill after the word "follows," in line 5, and insert in lieu thereof the following: "In the

county of Linn, on the second Monday in March and the fourth Mondays in June and October; in the county of Marion, on the second Mondays in October, February, and June; in the county of Polk, on the second Monday in May and the first Monday in December; in the county of Yamhill, on the fourth Mondays in January, May, and September; in the county of Tillamook, on the fourth Monday in April and the second Monday in November.

AMENDMENT.

Section 2. That all acts and parts of acts in conflict with this act are hereby repealed.

Section 3. In order to facilitate the dispatch of business in the courts of said district, this act shall take effect and be in force on and after the first day of March, 1893.

J. W. HOBBS,
Chairman.

Mr. Hobbs moved that the amendments be adopted.

The motion was lost.

On motion of Mr. Ford, the bill was considered engrossed and ordered to third reading.

House bill No. 28 coming on for third reading, was read third time.

On motion of Mr. Chandler, further consideration of the bill was indefinitely postponed.

Mr. Cornelius, chairman of the committee on claims, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker :

Your committee on claims, to whom was referred house bill No. 138, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

B. P. CORNELIUS,
Chairman.

On motion of Mr. Geer of Marion, the bill was considered engrossed and passed to third reading.

Mr. Cornelius, chairman of the committee on claims, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

Mr. Speaker:

Your committee on claims, to whom was referred house bill No. 218, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

B. P. CORNELIUS,
Chairman.

On motion of Mr. Cornelius, the bill was considered engrossed and passed to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate joint memorial No. 2, requesting our senators and representatives in congress to use their endeavor to have fifty million dollars in fractional currency issued for general use.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Miller, the house concurred in the adoption of senate joint memorial No. 2.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 109,—a bill for an act to promote and increase the efficiency of special schools for the education of deaf-mutes in the state of Oregon, to provide for the purchase of grounds and the erection of suitable buildings therefor, and to make appropriations therefor.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 109 was read first time and passed to second reading without question.

House bill No. 172 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Blevins, Cooper, Currin, Day, Elmore, Jeffreys, King, Mays, McEwen, Nichols, Nickell, Toner, Upton, Wilkins, and Wright of Marion—16.

Nays—Messrs. Belts, Bishop, Brown of Douglas, Brown of Morrow, Coon, Cornelius, Daly, Duncan, Durham, Ford, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Inman, Lamson, Lawton, Layman, Maloney, Merrill, Merritt, Miller, Myer, Myers, Northup, Paxton, Russell, Sheridan, Staats, Stone, Trullinger, Wilkinson, Wright of Union, and Mr. Speaker—35.

Absent—Messrs. Belknap, Buxton, Campbell, Chandler, Geer of Clackamas, Gill, Houck, Manley, and Ormsby—9.

So the bill failed the pass.

House bill No. 162 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Buxton, Elmore, Geer of Clackamas, Houck, Manley, Miller, Paxton, and Wright of Marion—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Mays, further consideration of house bill No. 32 was indefinitely postponed.

On motion of Mr. Ormsby, house bill No. 48 was recommitted to the committee on labor.

Mr. Northup gave notice that on February 10th he would offer an amendment to the rules of the house.

On motion of Mr. Cooper, house bill No. 90 was laid on the table.

House bill No. 100 coming on for third reading, was read third time.

Mr. Daly, by unanimous consent of the house, moved to amend the bill by providing that the counties of Lake, Klamath, Multnomah, Clatsop, Wasco, Sherman, and Union be exempted from the operations of the bill.

On motion of Mr. Brown of Douglas, the house adjourned according to previous order.

D. C. SHERMAN,
Chief clerk.

EVENING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

The house met at 7:30 o'clock P. M., and was called to order by the speaker.

The roll was called, and all members were present excepting Messrs. Campbell, Gill, Gullixson, Houck, Lawton, Layman, Manley, Myers, and Ormsby.

House bill No. 277 coming on for second reading, was read second time.

On motion of Mr. Houck, the bill was referred to the committee on corporations.

House bill No. 280 coming on for second reading, was read second time.

On motion of Mr. King, the bill was considered engrossed and passed to third reading:

House bill No. 282 coming on for second reading, was read second time.

On motion of Mr. Cornelius, the bill was referred to the committee on counties, with leave to report at any time.

House bill No. 287 coming on for second reading, was read second time.

On motion of Mr. Gill, the bill was referred to the committee on public morals.

House bill No. 288 coming on for second reading, was read second time.

On motion of Mr. Inman, the bill was referred to the committee on judiciary.

House bill No. 289 coming on for second reading, was read second time.

On motion of Mr. Jeffreys, the bill was laid on the table.

House bill No. 290 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on railways and transportation.

House bill No. 291 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on education, with leave to report at any time.

House bill No. 292 coming on for second reading, was read second time.

On motion of Mr. Jeffreys, the bill was considered engrossed and ordered to third reading.

House bill No. 293 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was referred to a special committee consisting of the Multnomah county delegation, with leave to report at any time.

House bill No. 294 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was considered engrossed and passed to third reading.

House bill No. 295 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to a special committee consisting of the Multnomah county delegation, with leave to report at any time.

House bill No. 296 coming on for second reading, was read second time.

On motion of Mr. Daly, the bill was referred to the committee on education.

House bill No. 298 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

House bill No. 299 coming on for second reading, was read second time.

On motion of Mr. King, the bill was considered engrossed and passed to third reading.

House bill No. 300 coming on for second reading, was read second time.

On motion of Mr. King, the bill was referred to the committee on salaries and mileage.

House bill No. 301 coming on for second reading, was read second time.

On motion of Mr. Inman, the bill was referred to the committee on judiciary.

House bill No. 302 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

House bill No. 305 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was considered engrossed and passed to third reading.

House bill No. 306 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was considered engrossed and passed to third reading.

House bill No. 307 coming on for second reading, was read second time.

On motion of Mr. Belknap, the bill was referred to the committee on salaries and mileage.

House bill No. 308 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was considered engrossed and passed to third reading.

House bill No. 309 coming on for second reading, was read second time.

On motion of Mr. McEwen, the bill was referred to the committee on judiciary.

House bill No. 310 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on assessment and taxation.

House bill No. 311 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on judiciary.

House bill No. 312 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on public morals.

House bill No. 313 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on public morals.

House bill No. 314 coming on for second reading, was read second time.

On motion of Mr. Gowan, the bill was referred to the committee on judiciary.

House bill No. 315 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on roads and highways.

House bill No. 317 coming on for second reading, was read second time.

On motion of Mr. Gill, the bill was considered engrossed and passed to third reading.

House bill No. 318 coming on for second reading, was read second time.

On motion of Mr. Day, the bill was considered engrossed and passed to third reading.

House bill No. 319 coming on for second reading, was read second time.

On motion of Mr. Cooper, the bill was considered engrossed and passed to third reading.

House bill No. 321 coming on for second reading, was read second time.

On motion of Mr. Lawton, the bill was considered engrossed and passed to third reading.

House bill No. 322 coming on for second reading, was read second time.

On motion of Mr. Maloney, the bill was referred to the committee on judiciary.

House bill No. 323 coming on for second reading, was read second time.

On motion of Mr. Manley, the bill was referred to the committee on fisheries and game.

House bill No. 324 coming on for second reading, was read second time.

On motion of Mr. Chandler, the bill was considered engrossed and passed to third reading.

House bill No. 361 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on printing, with leave to report at any time.

House bill No. 363 coming on for second reading, was read second time.

On motion of Mr. Mays, the bill was referred to the committee on public lands.

House bill No. 364 coming on for second reading, was read second time.

On motion of Mr. Mays, the bill was referred to the committee on claims.

House bill No. 365 coming on for second reading, was read second time.

On motion of Mr. McEwen, the bill was referred to the committee on fisheries.

House bill No. 366 coming on for second reading, was read second time.

On motion of Mr. Geer of Clackamas, the bill was referred to the committee on judiciary.

House bill No. 369 coming on for second reading, was read second time.

On motion of Mr. Gill, the bill was referred to the committee on judiciary.

House bill No. 325 coming on for second reading, was read second time.

On motion of Mr. Day, the bill was considered engrossed and passed to third reading.

House bill No. 326 coming on for second reading, was read second time.

On motion of Mr. Manley, the bill was referred to the committee on fisheries.

House bill No. 327 coming on for second reading, was read second time.

On motion of Mr. Wilkins, the bill was referred to the committee on assessment and taxation.

House bill No. 328 coming on for second reading, was read second time.

On motion of Mr. Wright of Union, the bill was referred to the committee on fisheries, with leave to report at any time.

House bill No. 329 coming on for second reading, was read second time.

On motion of Mr. Jeffreys, the bill was referred to the committee on judiciary.

House bill No. 330 coming on for second reading, was read second time.

On motion of Mr. Jeffreys, the bill was referred to the committee on judiciary.

House bill No. 331 coming on for second reading, was read second time.

On motion of Mr. Bishop, the bill was considered engrossed and passed to third reading.

House bill No. 334 coming on for second reading, was read second time.

On motion of Mr. Baughman, the bill was referred to the committee on claims, with leave to report at any time.

House bill No. 335 coming on for second reading, was read second time.

On motion of Mr. Nickell, the bill was referred to the committee on education.

House bill No. 336 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on labor.

House bill No. 337 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on printing.

House bill No. 338 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was considered engrossed and passed to third reading.

House bill No. 339 coming on for second reading, was read second time.

On motion of Mr. Wilkins, the bill was referred to the committee on salaries and mileage.

House bill No. 341 coming on for second reading, was read second time.

On motion of Mr. Coon, the bill was considered engrossed and passed to third reading.

House bill No. 346 coming on for second reading, was read second time.

On motion of Mr. Brown of Douglas, the bill was referred to the committee on judiciary.

House bill No. 349 coming on for second reading, was read second time.

On motion of Mr. Gowan, the bill was considered engrossed and passed to third reading.

House bill No. 350 coming on for second reading, was read second time.

On motion of Mr. Brown of Douglas, the bill was considered engrossed and passed to third reading.

House bill No. 351 coming on for second reading, was read second time.

On motion of Mr. Brown of Douglas, the bill was referred to the committee on education.

House bill No. 352 coming on for second reading, was read second time.

On motion of Mr. Belknap, the bill was referred to the committee on corporations.

House bill No. 353 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was considered engrossed and passed to third reading.

House bill No. 354 coming on for second reading, was read second time.

On motion of Mr. Geer of Clackamas, the bill was referred to the committee on assessment and taxation.

House bill No. 355 coming on for second reading, was read second time.

On motion of Mr. Russell, the bill was referred to the committee on judiciary, with leave to report at any time.

House bill No. 356 coming on for second reading, was read second time.

On motion of Mr. Hobbs, the bill was referred to the committee on fisheries and game.

House bill No. 358 coming on for second reading, was read second time.

On motion of Mr. Jeffreys, the bill was referred to the committee on corporations.

House bill No. 359 coming on for second reading, was read second time.

On motion of Mr. Geer of Clackamas, the bill was referred to the committee on judiciary, with leave to report at any time.

House bill No. 360 coming on for second reading, was read second time.

On motion of Mr. Geer of Clackamas, the bill was referred to the committee on education.

Senate bill No. 151 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was considered engrossed and passed to third reading.

Senate bill No. 45 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary, with leave to report at any time.

Senate bill No. 127 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was considered engrossed and passed to third reading.

Senate bill No. 42 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was considered engrossed and passed to third reading.

Senate bill No. 37 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

Senate bill No. 101 coming on for second reading, was read second time.

On motion of Mr. Miller, the bill was referred to the committee on education, with leave to report at any time.

Senate bill No. 51 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was considered engrossed and passed to third reading.

Senate bill No. 15 coming on for second reading, was read second time.

Mr. Jeffreys moved to amend by striking out section 4, commencing with the word "and," in line 5, to the word "act" in line 6.

The ayes and nays were demanded by Messrs. Belknap and Merrill.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Coon, Cooper, Daly, Duncan, Ford, Geer of Clackamas, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Maloney, Mays, McEwen, Merritt, Miller, Myers, Nichols, Paxton, Stone, Toner, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—32.

Nays—Messrs. Belknap, Bishop, Blevins, Brown of Douglas, Campbell, Cornelius, Currin, Day, Durham, Elmore, Manley, Merrill, Myer, Nickell, Northup, Sheridan, Staats, and Trullinger—18.

Absent—Messrs. Brown of Morrow, Buxton, Chandler, Geer of Marion, Gullixson, Lawton, Layman, Ormsby, Russell, and Wilkins—10.

So the amendment was adopted and the bill ordered to third reading.

Senate bill No. 34 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on medicine and pharmacy, with leave to report at any time.

Senate bill No. 104 coming on for second reading, was read second time.

On motion of Mr. Merritt, the bill was laid on the table.

Senate bill No. 62 coming on for second reading, was read second time.

On motion of Mr. Elmore, the bill was referred to a special committee consisting of the members of the Polk county delegation.

Senate bill No. 63 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was considered engrossed and passed to third reading.

Senate bill No. 136 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was considered engrossed and passed to third reading.

Senate bill No. 23 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary, with leave to report at any time.

Senate bill No. 30 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was considered engrossed and passed to third reading.

Mr. Upton was called to the chair.

Senate bill No. 142 coming on for second reading, was read second time.

On motion of Mr. Gowan, the bill was referred to the committee on education.

Senate bill No. 164 coming on for second reading, was read second time.

On motion of Mr. ———, the bill was considered engrossed and passed to third reading.

The speaker resumed the chair.

On motion of Mr. Paxton, the house adjourned.

D. C. SHERMAN,
Chief clerk.

FRIDAY, FEBRUARY 10, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

The house was called to order at half past 9 o'clock A. M. by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton, Inman, Nichols, Stone, and Wright of Union.

Prayer was offered by Rev. Mr. Brown of Portland.

Mr. Brown of Douglas moved to dispense with the reading of the journal of February 9, 1893.

The motion prevailed.

The question pending on adjournment on February 9th, being the adoption of the amendment to house bill No. 100, with consent of the house and at the request of the members from those counties, Mr. Daly withdrew his amendment insomuch as it applied to the counties of Malheur, Wasco, Sherman, and Multnomah.

The ayes and nays were demanded by Messrs. Wright of Union and Daly.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Campbell, Daly, Houck, Miller, Nickell, Northup, Russell, Stone, Wilkinson, Wright of Union, and Mr. Speaker—11.

Nays—Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Myer, Nichols, Ormsby, Paxton, Sheridan, Staats, Toner, Trullinger, Upton, Wilkins, and Wright of Marion—42.

Absent—Messrs. Bishop, Buxton, Cornelius, Jeffreys, Lawton, Manley, and Myers—7.

So the motion to adopt the amendment was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—50.

Nays—Messrs. Daly, Inman, Miller, Russell, Stone, Toner, and Wright of Union—7.

Absent—Messrs. Bishop, Buxton, and Hobbs—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Paxton, chairman of the special committee of Multnomah delegation, submitted the following report:

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 7, 1893. }

Mr. Speaker :

Your special committee, consisting of the members of Multnomah delegation, to whom was referred house bill No. 304, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
 Chairman.

On motion of Mr. ———, the bill was considered engrossed and passed to third reading.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 10, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 18, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 10, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 316, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

On motion of Mr. Brown of Douglas, the courtesies of the house were extended to Hon. Henry Benson, and he was invited to a seat within the bar of the house.

On motion of Mr. Geer of Clackamas, senate bill No. 88 was recalled from the senate.

According to previous notice, Mr. Northup introduced the following amendment to the rules of the house:—

AMENDMENT.

Whenever leave is given to any committee to report at any time, such committee, save only the committee on engrossed bills and the committee on enrolled bills, shall have leave to report, and such report shall be received only at the beginning of the morning, afternoon, or evening session of the house.

On motion of Mr. Northup, the amendment was adopted.

House bill No. 236 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Blevins, Buxton, Daly, Gullixson, and Wright of Union—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Paxton, it was ordered that senate bill No. 21 and the governor's message vetoing the same be the special order of business for Monday next at 1:30 o'clock P. M.

The speaker announced that he was about to sign house bills Nos. 18 and 316, and soon thereafter announced that he had signed the same.

House bill No. 241 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—51.

Nays—None.

Not voting—Mr. Speaker—1.

Absent—Messrs. Bishop, Brown of Douglas, Buxton, Cooper, Geer of Clackamas, Gullixson, Houck, and Russell—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Ford, house bill No. 207 was committed to the members from the third judicial district, with Mr. Miller as chairman, with leave to report at any time.

Messrs. Brown of Douglas and King were granted leave of absence for the remainder of the day's session.

On motion of Mr. Wilkinson, the courtesies of the house were extended to Mr. Geo. Noland and Mr. K. K. Kubli, and they were invited to seats within the bar of the house.

House bill No. 80 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Bishop, Blevins, Brown of Morrow, Campbell, Coon, Cornelius, Daly, Duncan, Durham, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Lawton, Layman, Maloney, Mays, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—41.

Nays—Messrs. Baughman, Cooper, Currin, Day, Elmore, and McEwen—6.

Absent—Messrs. Belknap, Belts, Brown of Douglas, Buxton, Chandler, Geer of Clackamas, Houck, King, Lamson, Manley, Miller, Ormsby, and Wilkins—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 39, with the following amendment:—

AMENDMENT.

In line 29, page 2 of engrossed bill, strike out the word "Multnomah," and insert the word "Clatsop" in lieu thereof.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Campbell moved that the house concur in the adoption of the amendment.

Mr. Wright of Union moved to make the bill the special order of business for Monday next at 4 o'clock P. M.

The motion was lost.

Mr. Ford moved that the bill be made the special order of business for today at 3 o'clock P. M.

Mr. Paxton moved to amend the motion by making the time fixed next Tuesday at 2 o'clock P. M.

Mr. Ford accepted the amendment.

Mr. Ormsby moved the previous question.

The motion prevailed.

The question being upon the motion to make the bill the special order for Tuesday next at 2 o'clock P. M., the motion was lost.

The question being, "Shall the amendment be adopted?"

The ayes and nays were demanded by Messrs. Paxton and Northup.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Jeffreys, Lamson, Lawton, Layman, Manley, McEwen, Merritt, Myer, Myers, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—44.

Nays—Messrs. Durham, Ford, Gullixson, Inman, Maloney, Mays, Merrill, Nichols, Northup, Stone, and Mr. Speaker—11.

Absent.—Messrs Belknap, Brown of Douglas, Buxton, King, and Miller—5.

So the motion to concur in the adoption of the amendment prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 108,—a bill for an act to provide for a more effective protection of game, fish, and song birds; for the appointment of a game and fish protector, and to define his duties; and to repeal an act to provide for the propagation and preservation of salmon and food fishes in the public waters of the state of Oregon, including so much of the streams which form common boundaries between said state and adjacent territories, and appropriating money therefor; also for the appointment of a fish commission, approved February 18, 1887.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 108 was read first time and passed to second reading without question.

On motion of Mr. Paxton, house bill No. 110 was recommitted to the committee on engrossed bills for the correction of errors.

Mr. Paxton was called to the chair.

Messrs. Jeffreys, Myers, and Coon were granted leave of absence until the hour for convening on Monday next.

House bill No. 209 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, and Wright of Marion—50.

Nays—None.

Absent—Messrs. Brown of Douglas, Brown of Morrow, Buxton, Day, Jeffreys, King, Merrill, Wilkinson, Wright of Union, and Mr. Speaker—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 142 coming on for third reading, was read third time.

Mr. Upton asked the unanimous consent of the house to amend the bill by excepting the counties of Coos, Curry, and Josephine, which shall be allowed 1 per centum.

There being no objection, the clerk was instructed to make the amendment.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Wright of Union—51.

Nays—Mr. Gowan—1.

Absent—Messrs. Brown of Douglas, Brown of Morrow, Buxton, Gullixson, King, Miller, Wilkinson, and Mr. Speaker—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker resumed the chair.

On motion of Mr. Duncan, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

The house was called to order by the speaker at half past 1 o'clock P. M.

The roll was called, and all the members were present excepting Messrs. Brown of Douglas, Buxton, Coon, Gowan, Jeffreys, King, Lawton, Merrill, Nickell, and Sheridan.

Mr. Geer of Clackamas moved that the vote by which senate bill No. 88 was passed be reconsidered.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myers, Nichols, Northup, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—46.

Absent—Messrs. Brown of Douglas, Buxton, Coon, Geer of Marion, Gowan, Jeffreys, King, Lawton, Merrill, Myer, Nickell, Ormsby, Sheridan, and Wilkins—14.

So the motion to reconsider prevailed.

The clerk was instructed to notify the senate that the vote by which senate bill No. 88 passed the house, had been reconsidered by the house.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker:

Your committee on assessment and taxation, to whom was referred house bill No. 164, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation, with the following amendment:—

AMENDMENT.

Amend section 1, line 1, printed bill, by adding after the word "state," the following: "Excepting Multnomah, Clatsop, Klamath, and Lake counties."

E. N. CHANDLER,
Chairman.

Mr. Northup moved that the report and amendment be adopted. The motion was lost.

Mr. Northup offered a substitute for the amendment reported by the committee as follows:

AMENDMENT.

Add to section 5 the following: "The operations of this act shall not apply nor extend to any counties, the population of which, as shown by the last census of the United States, was in excess of 70,000, or was less than 5,000 people."

Mr. Gowan moved to amend the substitute by inserting the word "white" before the word "population."

The motion was lost.

Mr. Northup moved the adoption of the substitute.

The ayes and nays were demanded by Messrs. Upton, Ford, and McEwen.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bishop, Daly, Geer of Clackamas, Gill, Gullixson, Inman, Lawton, Maloney, Manley, Myers, Nickell, Northup, Paxton, Russell, Trullinger, Wilkinson, Wright of Union, and Mr. Speaker—18.

Nays—Messrs. Baughman, Belknap, Belts, Blevins, Brown of Morrow, Cooper, Cornelius, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Goodrich, Gowan, Hobbs, Houck, Lamson, Layman, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Ormsby, Sheridan, Staats, Stone, Toner, Upton, Wilkins, and Wright of Marion—34.

Absent—Messrs. Brown of Douglas, Buxton, Campbell, Chandler, Coon, Currin, Jeffreys, and King—8.

So the motion was lost.

Mr. Paxton offered the following as substitutes for the amendment reported by the committee:

AMENDMENT.

In line 1 of printed bill, after the words "county court of," add "each of."

AMENDMENT.

At the end of line 1 of printed bill, add "containing a population of less than 70,000, according to the last United States census."

AMENDMENT.

Add to line 1 of section 4, printed bill, the following: "in counties containing a population of less than 70,000."

AMENDMENT.

In line 1 of section 4, printed bill, strike out "pertaining to," and insert "which requires" in lieu thereof.

Mr. Paxton moved the adoption of the substitutes.

The ayes and nays were demanded by Messrs. Ford, McEwen, and Upton.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Brown of Morrow, Cooper, Daly, Day, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Inman, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Stone, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—38.

Nays—Messrs. Blevins, Cornelius, Currin, Elmore, Ford, Hobbs, McEwen, Merritt, Miller, Myer, Staats, Toner, and Upton—13.

Absent—Messrs. Brown of Douglas, Belknap, Buxton, Campbell, Chandler, Coon, Houck, Jeffreys, and King—9.

So the substitutes were adopted.

On motion of Mr. Paxton, the report and amendments were adopted, the bill ordered engrossed and to third reading.

The speaker announced that he was about to sign house bill No. 39, and soon thereafter announced that he had signed the same.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker:

Your committee on assessment and taxation, to whom was referred house bill No. 343, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Add to title of bill, after the word "taxes," the following: "and to amend section 2794 of general laws of Oregon as compiled by W. Lair Hill."

AMENDMENT.

Also add the following section:

Section 8. That section 2794 of Hill's code be and the same is hereby amended to read as follows:

Sec. 2794. The county clerk of each county within this state shall, within fifteen days after the apportionment of taxes, make a certificate of the several amounts apportioned to be assessed upon the taxable property in his county for the state, county, general and special school, military, university, and town, city, or other purposes, for which a tax may have been legally levied, and deliver the same to the sheriff of the county, together with a transcript of the assessment roll, to which shall be attached a warrant in the name of the state of Oregon, under his hand and the seal of the county court, commanding the sheriff to collect the taxes charged in such list and to make the same by sale of the goods and chattels of the respective persons named in such list, if necessary, and that he pay over all moneys collected by him by virtue of such warrant to the county treasurer, and return such warrant, together with the list aforesaid and entries thereon of all payments to him to the county on or before the first Monday of April next ensuing the date thereof; *provided*, the sheriff before entering on the duties of collection of taxes shall execute an additional bond in such sum as the county court of the county may direct.

AMENDMENT.

Section 9. Inasmuch as the assessor of the county of Multnomah is paid by a yearly salary, and inasmuch as his labors and duties are hereby greatly enlarged, the salary of said assessor is hereby increased in the sum of \$1,200 per year, to be paid in addition to and in the same manner as the salary now allowed by law.

AMENDMENT.

Amend section 8, line 1 of printed bill, by striking out figure 8 and inserting figure 10, and add the following thereto after the word "repealed," line 3: "Inasmuch as it is necessary the changes provided for in this act shall be made as soon as possible, this act shall take effect from and after its approval by the governor.

E. N. CHANDLER,

Chairman.

On motion of Mr. Chandler, the report and amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 39, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker:

Your committee on assessment and taxation, to whom was referred house bill No. 367, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

E. N. CHANDLER,
Chairman.

On motion of Mr. Chandler, the bill was considered engrossed and passed to third reading.

Mr. Layman, a member of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker :

As a member of your committee on assessment and taxation, having under consideration house bill No. 367 and being unable to agree with the majority of your committee in their favorable report of said bill, do respectfully beg leave to make a minority report, and do recommend that house bill No. 367 do not pass.

SAMUEL LAYMAN.

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 10, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 38, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 10, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 213, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

The speaker resumed the chair.

House bill No. 11 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Gowan, Gullixson, Hobbs, Inman, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Union, and Mr. Speaker—42.

Nays—Messrs. Durham, Geer of Marion, Gill, Goodrich, Lamson, Maloney, Myers, Northup, and Wilkins—9.

Absent—Messrs. Brown of Douglas, Buxton, Coon, Houck, Jeffreys, King, Myer, Nickell, and Wright of Marion—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign house bills Nos. 38 and 213, and soon thereafter announced that he had signed the same.

On motion of Mr. Paxton, the house adjourned according to previous order.

D. C. SHERMAN,
Chief clerk.

EVENING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

The house met and was called to order by the speaker at half past 7 o'clock P. M.

The roll was called, and all the members were present excepting Messrs. Brown of Douglas, Buxton, Coon, Gullixson, Jeffreys, King, Manley, Nickell, Northup, Paxton, Sheridan, and Wilkinson.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 209,—a bill for an act to make counties liable for loss or damage sustained in consequence of defective and dangerous county roads and bridges.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 209 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has

passed senate bill No. 205,—a bill to amend an act entitled “An act to provide for recording of wills,” approved February 5, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 205 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate herewith returns senate bill No. 88 for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Geer of Clackamas, the bill was referred to the delegation from Clackamas county, with leave to report at any time.

Mr. Wright, chairman of the special committee consisting of the delegation from Marion county, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker:

Your special committee, consisting of the delegation from Marion county, to whom was referred house bill No. 274, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend section 6 of printed bill by striking out all of lines 10, 11, 12, and 13.

AMENDMENT.

Amend section 23, line 2 of printed bill, by striking out the words “one hundred thousand” and insert the words “twenty

thousand." Also in line 4 of same section strike out the words "said amount," and insert the words "the amount of the present indebtedness; *provided*, said bonds shall not be sold at less than par value, and said bonds not to draw to exceed six per cent interest per annum."

AMENDMENT.

Amend section 27, line 2 of printed bill, by striking out the words "two thirds," and insert the words "a majority."

AMENDMENT.

Amend printed bill by adding the following section, to be numbered section 77:

Section 77. This act shall be in force from and after its approval by the governor.

JOHN G. WRIGHT,
Chairman.

On motion of Mr. Wright of Marion, the report and amendments were adopted, the bill considered engrossed and ordered to third reading.

House bill No. 274 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Brown of Douglas, Buxton, Coon, Geer of Clackamas, Gill, Jeffreys, King, Myers, Sheridan, and Wright of Union—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 304 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Houck, Inman, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—49.

Nays—Messrs. McEwen, Upton, and Sheridan—3.

Absent—Messrs. Brown of Douglas, Buxton, Campbell, Gullixson, Hobbs, Jeffreys, King, and Lamson—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 332 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker.—51.

Nays—None.

Absent—Messrs. Brown of Douglas, Buxton, Coon, Geer of Clackamas, Jeffreys, King, Russell, Staats, and Wilkinson—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 1 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Currin, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson,

Hobbs, Houck, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Stone, Toner, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Belknap, Brown of Douglas, Buxton, Coon, Cooper, Cornelius, Daly, Durham, Inman, Jeffreys, King, Miller, Sheridan, Staats, and Trullinger—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 182,—a bill for an act to amend an act entitled an act to amend an act entitled an act to amend an act entitled an act to regulate the salaries of county judges of the state of Oregon, approved February 20, 1885, approved February 21, 1887, and approved February 25, 1889, filed in the office of the secretary of state, February 18, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 182 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 195,—a bill for an act to authorize the county of Tillamook to build a bridge across Tillamook river.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Hobbs, Houck, Inman, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Myer, Nickell, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, and Wright of Marion—44.

Nays—None.

Absent—Messrs. Brown of Douglas, Buxton, Durham, Geer of Clackamas, Gullixson, Jeffreys, King, Manley, Miller, Myers, Nichols, Northup, Paxton, Wilkinson, Wright of Union, and Mr. Speaker—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 189,—a bill for an act to provide a health officer for Tillamook bay.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 189 was read first time and passed to second reading without question.

House bill No. 92 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Morrow, Campbell, Chandler, Cornelius, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lawton, Layman, Manley, Mays, McEwen, Merritt, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, and Mr. Speaker—41.

Nays—Messrs. Blevins, Cooper, Currin, Elmore, Maloney, and Wilkins—6.

Absent—Messrs. Brown of Douglas Buxton, Coon, Jeffreys, King, Lamson, Merrill, Miller, Myer, Myers, Wilkinson, Wright of Marion, and Wright of Union—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 343, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 164, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bill No. 39.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 10, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 38, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 10, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 213, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

The speaker resumed the chair.

House bill No. 11 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Gowan, Gullixson, Hobbs, Inman, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Union, and Mr. Speaker—42.

Nays—Messrs. Durham, Geer of Marion, Gill, Goodrich, Lamson, Maloney, Myers, Northup, and Wilkins—9.

Absent—Messrs. Brown of Douglas, Buxton, Coon, Houck, Jeffreys, King, Myer, Nickell, and Wright of Marion—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign house bills Nos. 38 and 213, and soon thereafter announced that he had signed the same.

On motion of Mr. Paxton, the house adjourned according to previous order.

D. C. SHERMAN,
Chief clerk.

EVENING SESSION.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 10, 1893. }

The house met and was called to order by the speaker at half past 7 o'clock P. M.

The roll was called, and all the members were present excepting Messrs. Brown of Douglas, Buxton, Coon, Gullixson, Jeffreys, King, Manley, Nickell, Northup, Paxton, Sheridan, and Wilkinson.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 209,—a bill for an act to make counties liable for loss or damage sustained in consequence of defective and dangerous county roads and bridges.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 209 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has

passed senate bill No. 205,—a bill to amend an act entitled “An act to provide for recording of wills,” approved February 5, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 205 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate herewith returns senate bill No. 88 for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Geer of Clackamas, the bill was referred to the delegation from Clackamas county, with leave to report at any time.

Mr. Wright, chairman of the special committee consisting of the delegation from Marion county, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker:

Your special committee, consisting of the delegation from Marion county, to whom was referred house bill No. 274, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend section 6 of printed bill by striking out all of lines 10, 11, 12, and 13.

AMENDMENT.

Amend section 23, line 2 of printed bill, by striking out the words “one hundred thousand” and insert the words “twenty

thousand." Also in line 4 of same section strike out the words "said amount," and insert the words "the amount of the present indebtedness; *provided*, said bonds shall not be sold at less than par value, and said bonds not to draw to exceed six per cent interest per annum."

AMENDMENT.

Amend section 27, line 2 of printed bill, by striking out the words "two thirds," and insert the words "a majority."

AMENDMENT.

Amend printed bill by adding the following section, to be numbered section 77:

Section 77. This act shall be in force from and after its approval by the governor.

JOHN G. WRIGHT,
Chairman.

On motion of Mr. Wright of Marion, the report and amendments were adopted, the bill considered engrossed and ordered to third reading.

House bill No. 274 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Brown of Douglas, Buxton, Coon, Geer of Clackamas, Gill, Jeffreys, King, Myers, Sheridan, and Wright of Union—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 304 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Houck, Inman, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—49.

Nays—Messrs. McEwen, Upton, and Sheridan—3.

Absent—Messrs. Brown of Douglas, Buxton, Campbell, Gullixson, Hobbs, Jeffreys, King, and Lamson—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 332 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker.—51.

Nays—None.

Absent—Messrs. Brown of Douglas, Buxton, Coon, Geer of Clackamas, Jeffreys, King, Russell, Staats, and Wilkinson—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 1 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Currin, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson,

Hobbs, Houck, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Stone, Toner, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Belknap, Brown of Douglas, Buxton, Coon, Cooper, Cornelius, Daly, Durham, Inman, Jeffreys, King, Miller, Sheridan, Staats, and Trullinger—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 182,—a bill for an act to amend an act entitled an act to amend an act entitled an act to amend an act entitled an act to regulate the salaries of county judges of the state of Oregon, approved February 20, 1885, approved February 21, 1887, and approved February 25, 1889, filed in the office of the secretary of state, February 18, 1891.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 182 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 195,—a bill for an act to authorize the county of Tillamook to build a bridge across Tillamook river.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 195 was read first time and passed to second reading without question.

Mr. Merrill moved that the rules be suspended and that senate bill No. 195 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—48.

Absent—Messrs. Brown of Douglas, Buxton, Coon, Daly, Inman, Jeffreys, King, Lamson, Mays, Nichols, Sheridan, and Trullinger—12.

So the rules were suspended and senate bill No. 195 was read second time by title only.

Mr. Merrill moved that the rules be further suspended and that senate bill No. 195 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Chandler, Cooper, Currin, Daly, Day, Duncan, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Hobbs, Houck, Inman, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—44.

Absent—Messrs. Brown of Douglas, Buxton, Campbell, Coon, Cornelius, Durham, Elmore, Ford, Gowan, Gullixson, Jeffreys, King, Lamson, Myer, Sheridan, and Wright of Union—16.

So the rules were suspended and senate bill No. 195 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Day, Duncan, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Union, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Brown of Douglas, Buxton, Cornelius, Daly, Durham, Geer of Clackamas, Gullixson, Jeffreys, King, Lamson, Lawton, Myer, Nichols, Nickell, Northup, Sheridan, Wilkins, and Wright of Marion—18.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 41 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myer, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Toner, Upton, Wilkinson, Wright of Union, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Blevins, Brown of Douglas, Buxton, Coon, Ford, Gullixson, Inman, Jeffreys, King, Lamson, Merrill, Nichols, Sheridan, Stone, Trullinger, Wilkins, and Wright of Marion—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 173 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Daly, Day, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Union, and Mr. Speaker—43.

Nays—Mr. Wilkins—1.

Absent—Messrs. Belts, Brown of Douglas, Buxton, Coon, Currin, Duncan, Durham, Ford, Geer of Clackamas, Jeffreys, King, Lawton, Miller, Myers, Sheridan, and Wright of Marion—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 122,—a bill for an act to repeal sections 61 to 70, both inclusive, of an act entitled an act to incorporate the city of Portland, passed at the sixteenth biennial session of the legislative assembly of the state, and to create a municipal court for the city of Portland, with the powers of a justice of the peace, creating the city of Portland into a single district for judicial purposes in so far as the jurisdiction and power of a justice of the peace are concerned, and directing and empowering the city attorney of the city, by himself or deputy, to prosecute in said court all criminal causes arising therein, as well for violations of the general laws of the state as for violations of the city ordinances of said city.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 122 was read first time and passed to second reading without question.

Mr. Northup moved that the rules be suspended and that senate bill No. 122 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Lamson, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Miller, Myer, Myers, Northup, Orinsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—44.

Absent—Messrs. Belts, Brown of Douglas, Buxton, Coon, Daly, Ford, Geer of Clackamas, Gullixson, Jeffreys, King, Lawton, Mays, Nichols, Nickell, Sheridan, and Wright of Marion—16.

So the rules were suspended and senate bill No. 122 was read second time by title only.

On motion of Mr. Northup, senate bill No. 122 was referred to a special committee consisting of the members from Multnomah county, with leave to report at any time.

On motion of Mr. Houck, house bill No. 341 was referred to the committee on corporations.

Senate bill No. 119 coming on for second reading, was read second time.

On motion of Mr. Wilkins, the bill was referred to the committee on counties, with leave to report at any time.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 85,—a bill for an act to provide for an additional circuit judge for the third judicial district in the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 85 was read first time and passed to second reading without question.

Mr. Ford moved that the rules be suspended and senate bill No. 85 be read second time now and by title only.

On this question the roll was called and the vote was :

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Currin, Daly, Day, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—42.

Absent—Messrs. Belknap, Bishop, Brown of Douglas, Buxton, Coon, Cornelius, Duncan, Durham, Geer of Clackamas, Hobbs, Jeffreys, King, Lawton, Myers, Nichols, Sheridan, Stone, and Wright of Marion—18.

So the rules were suspended and senate bill No. 85 was read second time by title only.

On motion of Mr. Ford, senate bill No. 85 was referred to a special committee consisting of the members from the third judicial district, with leave to report at any time.

Mr. Belts moved to reconsider the vote by which senate bill No. 41 was passed.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Daly, Day, Duncan, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Lamson, Layman, Manley, Mays, McEwen, Merritt, Miller, Myers, Nichols, Nickell, Northup, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Union, and Mr. Speaker—41.

Absent—Messrs. Belknap, Brown of Douglas, Buxton, Coon, Currin, Durham, Geer of Clackamas, Gullixson, Inman, Jeffreys, King, Lawton, Maloney, Merrill, Myer, Ormsby, Sheridan, Wilkinson, and Wright of Marion—19.

So the motion prevailed.

Senate bill No. 133 coming on for second reading, was read second time.

Mr. Northup offered the following amendment:

AMENDMENT.

Strike out all of section 6 and insert in lieu thereof the following:

Section 6. This act shall only take effect after an election is held in the territory included within the boundaries set forth in section 1 of this act, in which the question shall be whether or not said territory shall be so annexed. At said election all qualified electors of said territory shall have the right to vote. All persons in favor of annexation shall vote on their ballots "For Annexation," and all persons opposed thereto shall vote "Against Annexation." A special election is hereby ordered to be held on the second Tuesday in May, 1893, for this purpose; and if a majority of all votes cast at said election be for annexation, thereupon, on the first Monday in June, 1893, said territory shall be considered annexed to the city of Portland and not otherwise.

Mr. Northup moved the adoption of the amendment.

Mr. Manley moved that the bill and amendment be referred to the delegation from Multnomah county.

The motion was lost.

Mr. Merritt moved the previous question.

The motion was lost.

Mr. Northup moved to adjourn.

The motion was lost.

The question recurring upon the motion to adopt the amendment, the motion prevailed.

Mr. Paxton moved to lay the bill on the table.

The motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 274. with the following amendment:—

AMENDMENT.

After the words "section 1," strike out the words "be it enacted by the legislative assembly of the state of Oregon."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Wright of Marion, the house concurred in the adoption of the amendment.

Mr. Geer of Clackamas, chairman of the special committee consisting of the delegation from Clackamas county, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker:

Your special committee, consisting of the delegation from Clackamas county, to whom was referred senate bill No. 88, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Strike out section 99 and section 107.

J. P. GEER,
Chairman.

On motion of Mr. Geer of Clackamas, the amendment was adopted.

Mr. Geer of Clackamas moved that senate bill No. 88 be put on its final passage.

The motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Cooper, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Northup, Ormsby, Paxton, Russell, Staats, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—46.

Nays—Mr. Nickell—1.

Absent—Messrs. Baughman, Brown of Douglas, Buxton, Chandler, Coon, Cornelius, Durham, Jeffreys, King, Myer, Nichols, Sheridan, and Stone—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 146 coming on for second reading, was read second time.

On motion of Mr. Daly, the bill was referred to the committee on medicine and pharmacy.

Mr. Hobbs moved to adjourn.

The motion was lost.

Senate bill No. 91 coming on for second reading, was read second time and passed to third reading.

On motion of Mr. Currin, the house adjourned.

D. C. SHERMAN,
Chief clerk.

SATURDAY, FEBRUARY 11, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

The house was called to order at half past 9 o'clock A. M. by the speaker.

The roll was called, and all the members were present excepting Messrs. Brown of Douglas, Buxton, Coon, King, Manley, and Myers.

On motion of Mr. Wilkins, the reading of the journal of February 10th was dispensed with.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No. 336, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

H. W. LAMSON,
Chairman.

On motion of Mr. Upton, the bill was considered engrossed and passed to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No. 48, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In section 1 of printed bill, after the word "twelve," insert the words "and one half," and after the word "labor," strike out the words "to be performed within fourteen consecutive hours."

AMENDMENT.

In section 2, line 2 of printed bill, after the word "twelve," insert "and one half," and in line 3 of same section, strike out the word "fourteen" and insert "twenty-four."

H. W. LAMSON,
Chairman.

On motion of Mr. Ormsby, the report and amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Duncan, chairman of the committee on printing, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker:

Your committee on printing, to whom was referred house bill No. 361, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend section 8 by striking out “thirty-six hundred,” and inserting in lieu thereof “twenty-six hundred.”

AMENDMENT.

Amend section 17 by adding the following proviso: *provided*, that no part of this act except sections 3, 9, 12, 13, 18, and 19 shall take effect until the second Monday in January, 1895.

C. H. DUNCAN,
Chairman.

On motion of Mr. Upton, the report and amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Bishop, chairman of the committee on manufactures, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 4, 1893. }

Mr. Speaker:

Your committee on manufactures, to whom was referred house bill No. 246, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Insert the words “provide for and to” between the words “to and regulate” in title of bill.

W. R. BISHOP,
Chairman.

On motion of Mr. Bishop, the report and amendment was adopted, the bill ordered engrossed and to third reading.

On motion of Mr. Nickell, the sergeant-at-arms was instructed to conduct to seats within the bar Mr. VanDusen and Mr. Blakely.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker:

Your committee on counties, to whom was referred house bill No. 282, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. N. BROWN,
Chairman.

On motion of Mr. Durham, the bill was considered engrossed and passed to third reading.

Mr. Durham moved that the rules be suspended and house bill No. 282 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Inman, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—44.

Absent—Messrs. Baughman, Brown of Douglas, Buxton, Coon, Cornelius, Gill, Houck, Jeffreys, King, Lawton, Manley, Myer, Myers, Nickell, Ormsby, and Wilkinson—16.

So the rules were suspended and house bill No. 282 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Houck, Inman, Lawton, Layman, Mays, McEwen, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheri-

dan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—44.

Nays—Messrs. Lamson and Maloney—2.

Absent—Messrs. Baughman, Brown of Douglas, Buxton, Coon, Cornelius, Gill, Hobbs, Jeffreys, King, Manley, Merrill, Myer, Myers, and Wilkinson—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 223, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Spereak :

Your committee on engrossed bills, to whom was referred house bill No. 296, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Belknap asked unanimous consent of the house to permit the committee on labor to report on house bill No. 171.

There being no objection, leave was granted.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker.

Your committee on labor, to whom was referred house bill No. 171, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. W. LAMSON,
Chairman.

On motion of Mr. Upton, the bill was considered engrossed and passed to third reading.

Mr. Cooper, chairman of the committee on roads and highways, having leaving to report at any time on senate bill No. 117, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker :

Your committee on roads and highways, to whom was referred house bill No. 117, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In section 2, line 3, strike out the words "at least twelve" and insert in lieu thereof the words "a majority of."

P. COOPER,
Chairman.

On motion of Mr. Cooper, the amendment was adopted and the bill ordered to third reading.

On motion of Mr. Ormsby, house bill No. 58 was made the special order of business for next Monday, at 3 o'clock P. M.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 11, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bills Nos. 213 and 38.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

House bill No. 140 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Inman, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Nichols, Nickell, Northup, Ormsby, Paxton, Stone, Toner, Trullinger, Upton, and Wilkins—38.

Nays—Messrs. Hobbs, Houck, Maloney, Miller, Russell, Sheridan, Staats, Wright of Union, and Mr. Speaker—9.

Absent—Messrs. Baughman, Brown of Douglas, Buxton, Coon, Cornelius, Gili, Gullixson, Jeffreys, King, Myer, Myers, Wilkinson, and Wright of Marion—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 188 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Day, Duncan, Durham, Geer of Clackamas, Mr. of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, the col^d, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, There, Nichols, Nickell, Paxton, Russell, Sheridan, Staats, Stone, Mr. L^e Trullinger, Upton, Wilkins, Wright of Union, and Mr. Speaker following—Messrs. Elmore and Miller—2.

—Messrs. Baughman, Brown of Douglas, Buxton, Coon,

Cornelius, Currin, Daly, Ford, Jeffreys, King, Manley, Myer, Myers, Northup, Ormsby, Wilkinson, and Wright of Marion—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Geer of Marion, house bill No. 138 was tabled.

The speaker submitted the following communication:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }
SALEM, Oregon, }
February 10, 1893. }

To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon—GENTLEMEN: I have the honor to acknowledge the receipt, during my recent severe illness, of house resolution No. 35, tendering the sincere sympathy and good wishes of your honorable body in my affliction. I am sincerely grateful to you for this evidence of your sympathy and kind consideration, which came to me at a time when the sense of my inability to render to the legislative assembly that full service which official duties required, caused me special anxiety and regret. I take this opportunity to assure you that returning strength will be faithfully devoted to the performance of the more imperative of those duties. I have the honor to be, gentlemen, with high appreciation of your kindness, and with much respect,

Your obedient servant,

GEO. W. McBRIDE,
Secretary of State.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in the house amendments to senate bill No. 88.

O. P. MILLER,
Chief clerk.

House bill No. 218 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Campbell, Chandler, Cooper, Daly, Duncan, Durham, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Inman, Lamson, Maloney, Mays, Merrill, Merritt, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Stone, Toner, Trullinger, Upton, Wright of Marion, Wright of Union, and Mr. Speaker—33.

Nays—Messrs. Blevins, Brown of Morrow, Currin, Day, Elmore, Geer of Clackamas, Gill, Houck, Lawton, Layman, McEwen, and Wilkins—12.

Absent—Messrs. Baughman, Belknap, Brown of Douglas, Buxton, Coon, Cornelius, Ford, Jeffreys, King, Manley, Miller, Myer, Myers, Staats, and Wilkinson—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 340, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 348, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

House bill No. 280 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Campbell, Chandler, Cooper, Daly, Day, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—44.

Nays—Messrs. Currin and Elmore—2.

Absent—Messrs. Baughman, Brown of Douglas, Brown of Morrow, Buxton, Coon, Cornelius, Ford, Jeffreys, King, Lamson, Manley, Myer, Myers, and Wilkinson—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Gowan moved that when the house might adjourn it be to meet at 2 o'clock P. M. Monday, February 13th.

The motion was lost.

Mr. Nickell moved that when the house might adjourn it be to meet at 9:30 o'clock A. M. Monday, February 13th.

The motion was lost.

The speaker announced that he was about to sign house bills Nos. 340 and 348, and soon thereafter announced that he had signed the same.

Leave of absence was granted to Messrs. Russell, Gullixson, Hobbs, Nickell, Northup, Inman, and Paxton.

House bill No. 292 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Layman, Mays, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—42.

Nays—Messrs. Geer of Clackamas, Lawton, Maloney, McEwen, and Sheridan—5.

Absent—Messrs. Baughman, Brown of Douglas, Buxton, Coon,

Cornelius, Jeffreys, King, Lamson, Manley, Merrill, Myer, Myers, and Wilkins—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 11, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate herewith returns to you senate bill No. 41 for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Belts asked the unanimous consent of the house to have the clerk add to the title of senate bill No. 41 the following: "and to provide for the making and transfer of certain records from the office of the county clerk to the office of the recorder of conveyances."

The clerk made the desired addition.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baughman, Brown of Douglas, Buxton, Chandler, Coon, Cornelius, Jeffreys, King, Manley, Merrill, Myer, and Myers—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 10, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has

passed senate bill No. 211,—a bill for an act to amend an act entitled an act to incorporate the city of Oakland.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 211 was read first time and passed to second reading without question.

House bill No. 294 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Chandler, Cooper, Curriu, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Houck, Inman, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merritt, Miller, Nichols, Nickell, Northup, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Baughman, Brown of Douglas, Buxton, Campbell, Coon, Cornelius, Ford, Gullixson, Hobbs, Jeffreys, King, Manley, Merrill, Myer, Myers, Ormsby, Sheridan, and Wright of Marion—18.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 11, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 11, with the following amendment:—

AMENDMENT.

Add to section 6 the following: "*provided*, that said committee shall collect uniform tolls on each and all of the bridges of which it shall have charge for the passage over the same, of street cars and other vehicles, except bicycles, at such rates as the county court of Multnomah county shall authorize, which tolls in the aggregate shall not exceed the amount necessary to pay the expense incident

to the operation and maintenance of such bridges and the interest on the bonds which shall have been issued to raise the funds for the construction and acquisition of said bridges."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Paxton, the house refused to concur in the adoption of the amendment.

The clerk was instructed to notify the senate of the non-concurrence of the house.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 48, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

House bill No. 299 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—50.

Nays—Mr. Duncan—1.

Absent—Messrs. Brown of Douglas, Buxton, Coon, Jeffreys, King, Manley, Merrill, Myers, and Russell—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 302 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lawton, Layman, Maloney, Mays, McEwen, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—50.

Nays—None.

Absent—Messrs Brown of Douglas, Buxton, Coon, Geer of Marion, Jeffreys, King, Lamson, Manley, Merrill, and Myers—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Leave of absence was granted to the following members for the remainder of the daily session: Messrs. Lamson, Gowan, Houck, and Chandler.

On motion of Mr. Northup, house bill No. 305 was referred to the committee on judiciary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 11, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 1, with the following amendments.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Paxton, the house concurred in the adoption of the amendments.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 11, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has receded from their amendments to house bill No. 11.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:--

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 11, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 342, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

House bill No. 306 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Brown of Douglas, Buxton, Coon, Daly, Geer of Clackamas, Geer of Marion, Gowan, Jeffreys, King, Manley, Miller, and Myers—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 11, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bills Nos. 340 and 348.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

Mr. Currin asked unanimous consent of the house to allow the committee on medicine and pharmacy leave to report on house bill No. 233 at any time.

There being no objection, it was so ordered.

Mr. Cornelius moved that when the house might adjourn it be to meet at half past 9 o'clock A. M., Monday, February 13th.

Mr. Durham moved that the motion be indefinitely postponed.

The ayes and nays were demanded by Messrs. Geer of Clackamas and Belknap.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Campbell, Cooper, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Lawton, Maloney, Mays, McEwen, Merritt, Miller, Myer, Ormsby, Sheridan, Toner, Upton, Wilkins, Wilkinson, and Wright of Marion—30.

Nays—Messrs. Blevins, Brown of Morrow, Chandler, Cornelius, Elmore, Gowan, Houck, Lamson, Layman, Manley, Nichols, Nickell, Northup, Paxton, Staats, Stone, Trullinger, and Mr. Speaker—18.

Absent—Messrs. Brown of Douglas, Buxton, Coon, Gullixson, Hobbs, Inman, Jeffreys, King, Merrill, Myers, Russell, and Wright of Union—12.

So the motion prevailed.

Mr. Ford moved that the vote by which house bill No. 372 failed to pass be reconsidered.

On motion of Mr. Durham, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 11, 1893. }

The house was called to order by the speaker at half past 1 o'clock P. M.

The roll was called, and all the members were present excepting Messrs. Belknap, Brown of Douglas, Brown of Morrow, Buxton, Chandler, Coon, Cooper, Cornelius, Day, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Manley, Mays, McEwen, Merrill, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Upton, Wilkinson, and Wright of Union.

There being no quorum, Mr. Wright of Marion demanded a call of the house.

The roll was called, and the sergeant-at-arms was instructed to bring in the absentees.

Messrs. Ormsby, Goodrich, Day, McEwen, Brown of Douglas, and King were reported present.

On motion of Mr. Geer of Marion, further call of the house was dispensed with.

Mr. Daly asked that the house grant unanimous consent to the committee on education to report on house bill No. 296.

There being no objection, leave was granted.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February —, 1893. }

Mr. Speaker:

Your committee on education, to whom was referred house bill No. 296, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend title of bill, line 2, by striking out the word "public" and insert the word "graded" in lieu thereof.

AMENDMENT.

In section 1, line 3, strike out the words "school district No. 7 in the town of" and insert "a graded school to be established in."

AMENDMENT.

In section 2, line 1, insert the word "graded" after the word "said"; also strike out words "district No. 7, Lake county, Oregon." In line 8 of same section insert the word "graded" after the word "said," and strike out the words "district No. 7, Lake county, Oregon."

AMENDMENT.

In section 3, line 1, strike out the word "six," and insert the word "three" in lieu thereof.

AMENDMENT.

Strike out all of section 5.

AMENDMENT.

Amend section 6 so as to read as section 5; and in line 2 insert the word "graded" after the word "said"; also strike out the words "district No. 7, Lake county, Oregon." In line 2, same section, strike out the words "said school district shall have" and insert in lieu thereof the words "there is constructed." In line 3 strike out the word "three" and insert the word "two" in lieu thereof.

O. C. BROWN,
Chairman.

On motion of Mr. Daly, the report and amendments were adopted, the bill was ordered engrossed and to third reading.

Mr. Lawton asked the consent of the house for the committee on public morals to report on house bill No. 250.

There being no objection, leave was granted.

Mr. Gill, chairman of the committee on public morals, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker:

Your committee on public morals, to whom was referred house

bill No. 250, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

JOHN GILL,
Chairman.

On motion of Mr. Lawton, the report was adopted, the bill considered engrossed and ordered to third reading.

Mr. Lawton moved that the rules be suspended and house bill No. 250 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker—40.

Absent—Messrs. Buxton, Chandler, Coon, Cornelius, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Manley, Myers, Nickell, Northup, Paxton, Russell, Wilkinson, and Wright of Union—20.

So the rules were suspended and house bill No. 250 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, King, Lawton, Layman, Maloney, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, and Wright of Marion—39.

Nays—Mr. Speaker—1.

Absent—Messrs. Buxton, Chandler, Coon, Cornelius, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Manley, Mays, Myers, Nickell, Northup, Paxton, Russell, Wilkinson, and Wright of Union—20.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign house bill No. 342, and soon thereafter announced that he had signed the same.

On motion of Mr. Ormsby, the courtesies of the house were ex-

tended to Mr. J. C. Cooper, and he was invited to a seat within the bar of the house.

The committee on medicine and pharmacy, having leave to report on house bill No. 223 at any time, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

Mr. Speaker :

Your committee on medicine and pharmacy, to whom was referred house bill No. 223, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Amend by adding to line 12 of section 8 of printed bill, after the word "applies," as follows: "*provided further*, that the provisions of this act shall not apply to those who are already registered as pharmacists under the law."

B. DALY,
Chairman.

On motion of Mr. Currin, the report and amendment was adopted, the bill was ordered engrossed and to a third reading.

On motion of Mr. Gill, house bill No. 308 was referred to the committee on horticulture.

On motion of Mr. Gill, house bill No. 317 was referred to the committee on judiciary.

House bill No. 318 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, King, Lawton, Layman, Maloney, Mays, McEwen, Merritt, Myer, Nichols, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker—39.

Nays—None.

Absent—Messrs. Buxton, Chandler, Coon, Cornelius, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Manley, Mer-

rill, Miller, Myers, Nickell, Northup, Paxton, Russell, Wilkinson, and Wright of Union—21.

There being no quorum, Messrs. Ford and Upton demanded a call of the house, and the sergeant-at-arms was instructed to bring in the absentees.

Messrs. Gowan and Houck being reported present, Mr. Wright of Marion moved that further call of the house be dispensed with.

The motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Gowan, King, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—42.

Nays—Mr. Goodrich—1.

Absent—Messrs. Buxton, Chandler, Coon, Cornelius, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Manley, Myers, Nickell, Northup, Paxton, Russell, and Wright of Union—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Durham moved that the house adjourn.

The motion was lost.

On motion of Mr. Ford, the courtesies of the house were extended to Hon. John C. Hesley of Illinois, and he was invited to a seat within the bar of the house.

House bill No. 319 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Cooper, Currin, Daly, Duncan, Elmore, Ford, McEwen, Miller, Ormsby, Sheridan, and Staats—15.

Nays—Messrs. Belts, Bishop, Brown of Morrow, Day, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Lawton, Layman, Maloney, Mays, Merrill, Merritt, Myer, Nichols, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, and Mr. Speaker—25.

Absent—Messrs. Buxton, Campbell, Chandler, Coon, Cornelius,

Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Manley, Myers, Nickell, Northup, Paxton, Russell, Wilkins, and Wright of Union—20.

So the bill failed to pass.

House bill No. 331 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, King, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Ormsby, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—41.

Nays—Mr. Sheridan—1.

Absent—Messrs. Buxton, Campbell, Chandler, Coon, Cornelius, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Manley, Myers, Nickell, Northup, Paxton, Russell, and Wright of Union—18.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Lawton, house bill No. 321 was referred to the committee on claims.

On motion of Mr. Brown of Douglas, house bill No. 325 was referred to the committee on education.

On motion of Mr. Gill, house bill No. 328 was referred to the committee on labor.

On motion of Mr. Gill, house bill No. 349 was referred to the committee on judiciary.

On motion of Mr. Brown of Douglas, house bill No. 350 was laid on the table.

On motion of Mr. Gill, house bill No. 353 was referred to the committee on assessment and taxation.

House bill No. 164 was read fourth time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Campbell, Cooper, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, King, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker.—39.

Nays—Messrs. Brown of Morrow and Daly—2.

Absent—Messrs. Bishop, Buxton, Chandler, Coon, Cornelius, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Manley, Myers, Nichols, Nickell, Northup, Paxton, Russell, and Wright of Union—19.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 343 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Cooper, Currin, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, King, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Ormsby, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—33.

Nays—Messrs. Daly, Lawton, Miller, Myer, and Staats—5.

Absent—Messrs. Bishop, Buxton, Campbell, Chandler, Coon, Cornelius, Durham, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Manley, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, and Wright of Union—22.

So the bill failed to pass.

There being no quorum, Messrs. Geer of Clackamas and Layman demanded a call of the house, and the sergeant-at-arms was instructed to bring in the absentees.

After a few minutes, no members being reported by the sergeant-at-arms, on motion of Mr. Goodrich, the house adjourned.

D. C. SHERMAN,
Chief clerk.

MONDAY, FEBRUARY 13, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

The house was called to order at half past 9 o'clock A. M. by the speaker.

The roll was called, and all the members were present excepting

Messrs. Blevins, Buxton, Cooper, Cornelius, Currin, Ford, Gowan, Gullixson, Hobbs, Jeffreys, Mays, Myers, and Nickell.

Prayer was offered by Rev. Mr. Whittaker.

On motion of Mr. Maloney, the reading of the journal of February 11th was dispensed with.

Mr. Upton offered the following resolution:

HOUSE RESOLUTION NO. 40.

Resolved, That governor Sylvester Pennoyer, secretary of state Hon. Geo. W. McBride, state treasurer Hon. Phil Metschan, state printer Hon. F. C. Baker, attorney-general Hon. Geo. C. Chamberlain, superintendent of public instruction Prof. E. B. McElroy, clerk of the board of state land commissioners G. W. Davis, and state librarian J. B. Putnam, be and each of them are hereby respectfully requested to prepare an emolument return for the last fiscal year ending January 1, 1893, and verify the same, each for his own return, showing the total compensation of each for his respective office from all sources, including salary, for the period named, and to state all sources of such emoluments. And it is respectfully requested that the said emolument returns be handed in not later than Thursday at 2 o'clock P. M. of February 16, 1893.

On motion of Mr. Upton, the resolution was adopted.

House bill No. 343 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Day, Duncan, Durham, Elmore, Geer of Clackamas, Gill, Goodrich, Gullixson, Houck, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—43.

Nays—Mr. Ford—1.

Absent—Messrs. Blevins, Buxton, Campbell, Cornelius, Currin, Daly, Geer of Marion, Gowan, Hobbs, Inman, Jeffreys, Lawton, Miller, Myers, Nickell, and Wright of Union—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Geer of Marion, house bill No. 367 was made the special order of business for Thursday, February 16th, at 4 o'clock P. M.

Mr. McEwen was granted leave of absence for the remainder of the morning session.

House bill No. 336 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Day, Elmore, Maloney, McEwen, Miller, Sheridan, Staats, Stone, Upton, and Wilkins—11.

Nays—Messrs. Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Lamson, Layman, Manley, Mays, Merrill, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Toner, Trullinger, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—35.

Absent—Messrs. Belknap, Blevins, Buxton, Cornelius, Currin, Daly, Ford, Hobbs, Inman, Jeffreys, King, Lawton, Myer, and Nickell—14.

So the bill failed to pass.

House bill No. 48 coming on for third reading, was read third time.

Messrs. Ormsby and McEwen demanded a call of the house.

The clerk called the roll, and reported Messrs. Blevins, Cornelius, Gullixson, Lawton, and Nickell absent without leave.

Mr. Paxton moved that the further call of the house be dispensed with.

The motion prevailed.

Mr. Ford moved to recommit the bill to the committee on labor, with instructions to amend as follows: "So that it shall be a misdemeanor for any man to be permitted to labor longer than the time specified in the bill, except in case of an unforeseen emergency"; and to amend "so that a fine shall be provided for the violation of the provisions of this act."

Mr. Paxton moved for a division of the question.

The motion prevailed.

The question being on the motion to recommit, with instructions to amend in accordance with the first amendment, Messrs. Ford and Brown of Morrow demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Brown of Morrow, Coon, Day, Duncan, Ford, Geer of Marion, Gill, King, McEwen, Merritt, Miller, Nichols, Ormsby, Russell, Toner, Upton, and Wilkins—18.

Nays—Messrs. Baughman, Belts, Bishop, Brown of Douglas, Campbell, Chandler, Cooper, Daly, Durham, Geer of Clackamas, Goodrich, Gowan, Houck, Lamson, Layman, Maloney, Manley, Mays, Merrill, Myer, Northup, Paxton, Sheridan, Staats, Stone, Trullinger, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—30.

Absent—Messrs. Blevins, Buxton, Cornelius, Currin, Elmore, Gullixson, Hobbs, Inman, Jeffreys, Lawton, Myers, and Nickell—12.

So the motion was lost.

The question being upon the motion to recommit, with instructions to amend in accordance with the second amendment, Messrs. Ford and Brown of Morrow demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, King, Lamson, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Myers, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—43.

Nays—Messrs. Houck, Layman, Merritt, Nichols, and Northup—5.

Absent—Messrs. Blevins, Buxton, Cornelius, Currin, Gill, Gullixson, Hobbs, Inman, Jeffreys, Lawton, Nickell, and Upton—12.

So the motion prevailed.

The bill was recommitted to the committee on labor, with leave to report at any time.

House bill No. 171 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Day, Durham, Ford, Geer of Clackamas, Goodrich, Gowan, Gullixson, Houck, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Nichols, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—41.

Nays—Messrs. Myers, Northup, and Paxton—3.

Absent—Messrs. Blevins, Buxton, Cornelius, Currin, Daly, Duncan, Elmore, Geer of Marion, Gill, Hobbs, Inman, Jeffreys, Lawton, Merritt, Nickell, and Wright of Union—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 296 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Houck, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—50.

Nays—Mr. Brown of Morrow—1.

Absent—Messrs. Blevins, Buxton, Cornelius, Currin, Durham, Gill, Hobbs, Inman, and Lawton—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 1, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house

bill No. 11, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

House bill No. 223 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Brown of Morrow, Chandler, Coon, Cooper, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Houck, Inman, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Belts, Blevins, Brown of Douglas, Buxton, Campbell, Cornelius, Currin, Gill, Hobbs, Jeffreys, Lawton, and Myers—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Ford called up the motion to reconsider the vote by which house bill No. 172 failed to pass.

Mr. Geer of Clackamas presented a petition from the stenographers of the state, which was read before the house.

On motion of Mr. Belknap, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

The house met and was called to order by the speaker at half past 1 o'clock P. M.

The roll was called, and all the members were present excepting Messrs. Belknap, Bishop, Buxton, Coon, Currin, Daly, Gowan, Inman, Mays, Miller, Nickell, Northup, Russell, and Wilkins.

The special order of business for the day and hour being the fur-

ther consideration of senate bill No. 21 and the message of the governor vetoing the same, the bill and veto message were then read.

Mr. Wright of Union moved the previous question.

The motion prevailed.

The question being, "Shall the bill pass notwithstanding the veto?" the roll was called the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Duncan, Durham, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lawton, Layman, Manley, Mays, Merrill, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—40.

Nays—Messrs. Baughman, Blevins, Cornelius, Day, Elmore, Ford, Geer of Marion, King, Lamson, Maloney, McEwen, Merritt, Miller, Myer, Sheridan, Staats, and Upton—17.

Absent—Messrs. Buxton, Daly, and Nickell—3.

So the bill passed notwithstanding the veto.

House bill No. 193 being the special order of business for 2 o'clock, Mr. Inman moved that further consideration of the bill be indefinitely postponed.

The motion prevailed.

The business pending when adjournment was had being the motion to reconsider the vote by which house bill No. 172 failed to pass, the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Layman, Maloney, Mays, McEwen, Miller, Myer, Myers, Nichols, Northup, Ormsby, Russell, Sheridan, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—47.

Nays—Mr. Merrill—1.

Absent—Messrs. Buxton, Daly, Jeffreys, Lamson, Lawton, Manley, Merritt, Nickell, Paxton, Staats, Upton, and Wright of Union—12.

So the motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of

Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lawton, Layman, Maloney, Mays, McEwen, Merritt, Miller, Myer, Myers, Nichols, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Wright of Union — 49.

Nays — Messrs. Merrill and Mr. Speaker — 2.

Absent — Messrs. Brown of Douglas, Buxton, Daly, Geer of Marion, Lamson, Manley, Nickell, Paxton, and Upton — 9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign house bill No. 1, and soon thereafter announced that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate bills Nos. 64, 120, 147, 160, 203, 212, and 220 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 64, 120, 147, 160, 203, and 220, and soon thereafter announced that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 50,—a bill for an act to change in part the compensation and mode of payment thereof to the clerk of the supreme court, county clerks, recorders of conveyances, clerks of the circuit court and county courts in the state, and of the sheriffs of the several counties; to repeal certain provisions of statute providing for the payment of certain fees to said officers, and of trial fees in certain cases; to provide for the payment by parties to

appeals, actions, suits, and proceedings of certain sums to assist the state and the several counties in defraying expenses consequent upon the administration of justice; to provide for the appointment of deputies for the various offices above enumerated in certain cases, and for their compensation; and for the payment to the state and several counties of sums of money and fees paid to officers by parties litigant.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 50 was read first time and passed to second reading without question.

Mr. Miller moved that the rules be suspended and that senate bill No. 50 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Currin, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Inman, King, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkinson, Wright of Union, and Mr. Speaker—40.

Nays—Messrs. Brown of Douglas, Cornelius, Durham, Gill, Hobbs, Houck, Nichols, and Sheridan—8.

Absent—Messrs. Baughman, Buxton, Coon, Daly, Jeffreys, Lamson, Manley, Nickell, Northup, Upton, Wilkins, and Wright of Marion—12.

So the rules were suspended and senate bill No. 50 was read second time by title only.

Mr. Merritt moved that the bill be referred to the committee on salaries and mileage.

Mr. Ford moved that the motion be amended by substituting the committee of the whole for the committee on salaries and mileage.

The question being on the adoption of the amendment, the ayes and nays were demanded by Messrs. Ford and Wright of Marion.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Cooper, Duncan, Durham, Ford, Geer of Marion, Goodrich, Gullixson, King, Layman, McEwen, Miller, Northup, Ormsby, Paxton, Russell, Upton, Wilkins, and Mr. Speaker—22.

Nays—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Elmore,

Geer of Clackamas, Gill, Gowan, Hobbs, Houck, Inman, Lamson, Lawton, Maloney, Manley, Mays, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkinson, Wright of Marion, and Wright of Union—36.

Absent—Messrs. Buxton and Jeffreys—2.

So the motion to amend was lost.

The motion to refer to the committee on salaries and mileage prevailed, and the bill was so referred.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bills Nos. 342 and 1.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 184,—a bill for an act to fix the maximum compensation of all public officers in the state of Oregon, and to provide the manner of its enforcement.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 184 was read first time and passed to second reading without question.

Senate bill No. 169 coming on for second reading, was read second time.

Mr. Geer of Clackamas moved that the rules be suspended and senate bill No. 169 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown

of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Miller, Nichols, Northup, Ormsby, Paxton, Staats, Stone, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—45.

Absent—Messrs. Baughman, Buxton, Coon, Ford, Hobbs, Jeffreys, Mays, Merritt, Myer, Myers, Nickell, Russell, Sheridan, Toner, and Wilkinson—15.

So the rules were suspended and senate bill No. 169 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lamson, Layman, Maloney, McEwen, Merrill, Miller, Nichols, Northup, Ormsby, Paxton, Stone, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Baughman, Brown of Douglas, Buxton, Campbell, Cornelius, Ford, Jeffreys, King, Lawton, Manley, Mays, Merritt, Myer, Myers, Nickell, Russell, Sheridan, Staats, and Toner—19.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to return to you senate bill No. 21, that has passed the senate and the house notwithstanding the objections and veto of the governor.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign senate bill No. 21, and soon thereafter announced that he had signed the same.

Senate bill No. 43 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on agriculture.

The speaker submitted the following communication:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }
SALEM, Oregon, }
February 13, 1893. }

To the Honorable the Speaker of the House of Representatives of the Legislative Assembly of the State of Oregon: I have the honor herewith to deliver to the house of representatives a printed report of the board of railroad commissioners, which was transmitted to this office January 2, 1893, to be laid before the present session of the legislative assembly as provided by law.

I have the honor to be, very respectfully,

Your obedient servant,

GEO. W. McBRIDE,
Secretary of State.

Senate bill No. 82 coming on for second reading, was read second time.

Senate bill No. 78 coming on for second reading, was read second time.

Mr. Upton moved that the rules be suspended and senate bill No. 78 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lawton, Layman, Maloney, McEwen, Merrill, Merritt, Nichols, Northup, Sheridan, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—41.

Nays—Messrs. Nickell and Paxton—2.

Absent—Messrs. Baughman, Blevins, Brown of Douglas, Buxton, Cornelius, Ford, Jeffreys, Lamson, Manley, Mays, Miller, Myer, Myers, Ormsby, Russell, Staats, and Wright of Marion—17.

So the rules were suspended and senate bill No. 78 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Blevins, Brown of Morrow, Chandler, Coon,

Cooper, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, King, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Nichols, Nickell, Northup, Ormsby, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—42.

Nays—Messrs. Belknap, Houck, Paxton, and Sheridan—4.

Absent—Messrs. Baughman, Brown of Douglas, Buxton, Campbell, Cornelius, Durham, Jeffreys, Lamson, Mays, Miller, Myer, Myers, Russell, and Staats—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 76 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to the committee on public morals.

Senate bill No. 48 coming on for second reading, was read second time.

Mr. Northup moved that the rules be suspended and that senate bill No. 48 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Elmore, Ford, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, McEwen, Merrill, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—45.

Absent—Messrs. Baughman, Brown of Douglas, Buxton, Campbell, Cornelius, Durham, Geer of Clackamas, Geer of Marion, Jeffreys, Manley, Mays, Myer, Myers, Sheridan, and Wright of Union—15.

So the rules were suspended and senate bill No. 48 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, King, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Myers, Nichols, Nickell, Northup,

Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Baughman, Belknap, Buxton, Cornelius, Day, Geer of Marion, Inman, Jeffreys, Mays, Miller, Myer, Russell, and Wright of Marion—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate bills Nos. 8, 190, 179, 173, 195, and 1 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 246, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February —, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house

bill No. 361, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Senate bill No. 143 coming on for second reading, was read second time.

On motion of Mr. Gowan, further consideration of the bill was indefinitely postponed.

The speaker announced that he was about to sign senate bills Nos. 8, 173, 179, 190, 195, and 1, and soon thereafter announced that he had signed the same.

The further consideration of house bill No. 58 having been made the special order of business for the day and hour, the bill was read third time.

Mr. Paxton was called upon to take the chair.

Messrs. Coon and Geer of Marion demanded a call of the house.

The clerk called the roll, and Messrs. Brown of Douglas, Ford, Houck, Inman, Miller, Myers, Nichols, Wilkins, and Wright of Marion were reported absent without leave.

Mr. Bishop moved to dispense with further call of the house.

The motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Manley, Mays, Merrill, Merritt, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—42.

Nays—Messrs. Baughman, Cooper, Day, Ford, Lawton, Layman, Maloney, McEwen, Miller, Myer, Sheridan, Staats, and Upton—13.

Absent—Messrs. Brown of Douglas, Buxton, Inman, Myers, and Wilkins—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has

passed senate bill No. 181,—a bill for an act to amend an act entitled an act to prevent the spread of contagious animal diseases, approved February 25, 1889.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 181 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 114,—a bill for an act to repeal an act to establish a state board of charities and correction for the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 114 was read first time and passed to second reading without question.

Mr. Ormsby moved that the rules be suspended and that senate bill No. 114 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker —49.

Absent—Messrs. Brown of Douglas, Buxton, Campbell, Coon, Geer of Marion, Houck, Inman, Jeffreys, Merritt, Wilkinson, and Wright of Union —11.

So the rules were suspended and senate bill No. 332 was read second time by title only and passed to third reading.

Mr. Paxton moved that when the house might adjourn it be to

meet at half past 7 o'clock P. M. to consider corporation bills and bills of a local nature.

The motion prevailed and it was so ordered.

Senate bill No. 46 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 40 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 22 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 115 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 140 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 128 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 129 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 166 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 55 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 141 coming on for second reading, was read second time.

On motion of Mr. Gullixson, the bill was referred to the committee on judiciary, with leave to report at any time.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 131,—a bill for an act to amend section 3589 of Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 131 was read first time and passed to second reading without question.

The speaker announced that he was about to sign house bill No. 49, and soon thereafter announced that he had signed the same.

On motion of Mr. Paxton, senate bill No. 166 was referred to the committee on elections.

Senate bill No. 7 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on agriculture.

Senate bill No. 125 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 70 coming on for second reading, was read second time.

Mr. Northup submitted the following amendments to senate bill No. 70:—

AMENDMENT.

Strike out the word "fifteen," being the second word in line 8 of section 4 of printed bill, and insert in lieu thereof the word "ten."

AMENDMENT.

Strike out from said line 8 of said section 4 of printed bill, the words "and payable in ten years from date."

AMENDMENT.

Strike out from line 3 of section 5 of printed bill, the words "the percentage borne by," and insert in lieu thereof the words "ten per cent of the amount of."

AMENDMENT.

Strike out from said section 5 of printed bill, in line 5, all after the word "bonds," all of line 6 of said section, all of line 7 of said section, and the words "next succeeding five years," being the first four words of line 8 of said section; also strike out the words "the percentage borne by such improvement," being the last five words of line 8 of said section, and the first word of line 9 of said section 5.

AMENDMENT.

Insert after the word "to," being the fifth word in line 3 of section 5 of printed bill, the words "one tenth of."

AMENDMENT.

Insert after the word "to," it being the first "to" in line 8 of section 5 of printed bill, the words "the annual interest on said."

AMENDMENT.

Strike out from lines 4 and 5 of section 6 of printed bill, the words "the highest and best rate of."

AMENDMENT.

Add after the last word in section 6 of printed bill, the words "and to give such security as such council or board of trustees shall demand; but in no case shall any such deposit be made unless security in double the amount deposited be given, and such security shall be approved by the chief executive officer of such municipality before any deposits are made."

On motion of Mr. Northup, the amendments were adopted and the bill ordered to third reading.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 49, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Senate bill No. 206 coming on for second reading, was read second time.

On motion of Mr. Myers, the bill was referred to the committee on fisheries and game, with leave to report at any time.

Senate bill No. 86 coming on for second reading, was read second time.

On motion of Mr. Upton, the bill was referred to the committee on fisheries and game.

Senate bill No. 96 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 159 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 193 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 154 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 163 coming on for second reading, was read second time.

On motion of Mr. Geer of Marion, the bill was referred to the committee on public morals.

The special committee appointed under house concurrent resolution No. 13, consisting of Messrs. Gill, Russell, and Currin, were excused from further attendance during the afternoon.

Senate bill No. 191 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 89 coming on for second reading, was read second time.

On motion of Mr. Northup, the bill was referred to the committee on public morals, with leave to report at any time.

Senate bill No. 4 coming on for second reading, was read second time and passed to third reading.

Mr. Baughman moved that the rules be suspended and senate bill No. 4 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Daly, Day, Duncan, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Houck, Inman, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—46.

Absent—Messrs. Brown of Douglas, Buxton, Cooper, Cornelius, Currin, Durham, Geer of Clackamas, Gullixson, Hobbs, Lawton, Merrill, Myers, Russell, and Upton—14.

So the rules were suspended and senate bill No. 4 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Brown of Douglas, Buxton, Cooper, Cornelius,

Curriu, Ford, Jeffreys, King, Lawton, Myers, Nickell, Northup, Russell, and Upton — 14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 192,—a bill for an act to provide for the location and construction of a branch insane asylum in the eastern portion of Oregon, and to appropriate money therefor.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 192 was read first time and passed to second reading without question.

Senate bill No. 72 coming on for second reading, was read second time.

On motion of Mr. Wright of Union, the bill was referred to the committee on mining.

On motion of Mr. Goodrich, senate bill No. 7 was referred to the committee on agriculture.

Senate bill No. 207 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 145 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 197 coming on for second reading, was read second time and passed to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 24,—a bill for an act to amend sections 2562 and 2563, chapter XIV., title IX., Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 24 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bill No. 49.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker :

Your committee on labor, to whom was referred house bill No. 48, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Add after section 3 the following section:

Section 4. Any person violating any of the provisions of this act shall, upon conviction thereof, be punished by imprisonment in the county jail not more than one year, or by fine of not more than five hundred dollars.

AMENDMENT.

Make section 4, engrossed bill, section 5 of the bill.

H. W. LAMSON,
Chairman.

On motion of Mr. Ormsby, the report and amendments were adopted, the bill ordered engrossed and to third reading.

Senate bill No. 201 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 109 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 108 coming on for second reading, was read second time.

On motion of Mr. Myers, the bill was referred to the committee on fisheries and game.

Senate bill No. 199 coming on for second reading, was read second time and passed to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate bill No. 41 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

Senate bill No. 189 coming on for second reading, was read second time and passed to third reading.

The speaker announced that he was about to sign senate bill No. 41, and soon thereafter announced that he had signed the same.

Senate bill No. 97 coming on for second reading, was read second time.

On motion of Mr. Gowan, the bill was referred to the committee on counties.

Senate bill No. 209 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 205 coming on for second reading, was read second time and passed to third reading.

Senate bill No. 182 coming on for second reading, was read second time.

Mr. Upton offered the following amendment:

AMENDMENT.

Add after the words "Union county" the words "Curry county, three hundred dollars."

The amendment was adopted and the bill ordered to third reading.

Senate bill No. 211 coming on for second reading, was read second time and passed to third reading.

On motion of Mr. Durham, the house adjourned.

D. C. SHERMAN,
Chief clerk.

EVENING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

The house met and was called to order by the speaker at half past 7 o'clock P. M.

The roll was called, and all the members were present excepting Messrs. Baughman, Belknap, Belts, Brown of Morrow, Buxton, Currin, Geer of Clackamas, Merrill, Myer, Ormsby, Sheridan, Upton, and Wilkins.

Mr. Stone moved that the rules be suspended and that senate bill No. 191 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myers, Nichols, Nickell, Northup, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—48.

Absent—Messrs. Baughman, Belknap, Belts, Brown of Morrow, Buxton, Currin, Geer of Clackamas, Merrill, Myer, Ormsby, Sheridan, and Upton—12.

So the rules were suspended and senate bill No. 191 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Northup, Paxton, Russell, Staats, Stone, Toner, Trullinger,

Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker — 48.

Nays—None.

Absent—Messrs. Baughman, Belknap, Brown of Morrow, Buxton, Daly, Geer of Clackamas, Manley, Myer, Ormsby, Sheridan, Upton, and Wilkins—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Russell, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker:

Your committee on corporations, to whom was referred senate bill No. 83, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

L. H. RUSSELL,
Chairman.

House bill No. 377. Mr. Nickell. (By unanimous consent.) A bill for an act to amend section 2 of article IV. of an act to incorporate the town of Jacksonville.

House bill No. 377 was read first time and passed to second reading without question.

Mr. Merritt moved that the rules be suspended and house bill No. 377 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—50.

Absent—Messrs. Belknap, Bishop, Brown of Douglas, Buxton, Currin, Geer of Clackamas, Manley, Myers, Ormsby, and Wright of Marion—10.

So the rules were suspended and house bill No. 377 was read second time by title only.

On motion of Mr. Nickell, the bill was considered engrossed and ordered to third reading.

Mr. Nickell moved that the rules be further suspended and that house bill No. 377 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were: •

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Paxton, Staats, Stone, Toner, Trullinger, Wilkinson, Wright of Union, and Mr. Speaker—50.

Absent—Messrs. Belknap, Buxton, Geer of Clackamas, Myers, Ormsby, Russell, Sheridan, Upton, Wilkins, and Wright of Marion—10.

So the rules were suspended and house bill No. 377 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Buxton, Geer of Clackamas, Manley, Myers, and Upton—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Gowan moved that the rules be suspended and senate bill No. 192 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—52.

Absent—Messrs. Belknap, Buxton, Coon, Ford, Geer of Clackamas, King, Ormsby, and Upton—8.

So the rules were suspended and senate bill No. 192 was read second time by title only.

Mr. Nichols offered the following amendment:

AMENDMENT.

After the words "Union county" insert the words "and Crook county."

The amendment was adopted and the bill passed to third reading.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 48, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt moved that the rules be suspended and senate bill No. 207 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Russell,

Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—52.

Absent—Messrs. Belknap, Buxton, Geer of Clackamas, King, Manley, Myer, Myers, and Upton—8.

So the rules were suspended and senate bill No. 207 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Buxton, Ford, Geer of Clackamas, Manley, Northup, and Upton—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Miller moved that the rules be suspended and senate bill No. 211 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Absent—Messrs. Buxton, Geer of Clackamas, Sheridan, and Upton—4.

So the rules were suspended and senate bill No. 211 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Nays—None.

Absent—Messrs Buxton, Manley, Myers, and Upton—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign house bill No. 11, and soon thereafter announced that he had signed the same.

Mr. Layman moved that the rules be suspended and senate bill No. 154 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Absent—Messrs. Buxton, Sheridan, Staats, and Upton—4.

So the rules were suspended and senate bill No. 154 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Buxton, Mays, Myers, Northup, Sheridan, and Upton—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Layman moved that the rules be suspended and that senate bill No. 173 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Absent—Messrs. Buxton, Mays, Myers, and Upton—4.

So the rules were suspended and senate bill No. 173 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Buxton, Manley, Myers, and Upton—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 127 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of

Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Buxton, Merrill, Myers, and Upton—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

By unanimous consent of the house, the committee on counties submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker:

Your committee on counties, to whom was referred senate bill No. 119, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

After the words "south along said range," in line 22, original bill, insert the words "to the center of township 13 south; thence west on the section line to range lines between ranges 8 and 9 west; thence south."

J. N. BROWN,
Chairman.

On motion of Mr. Belknap, the report and amendment was adopted and the bill ordered to third reading.

Senate bill No. 119 coming on for third reading, was read third time.

By unanimous consent, Mr. Jeffreys offered the following amendment:

AMENDMENT.

Amend section 4, original bill by striking out all that part of said section commencing at the word "Benton," on line 4, to and

including the word "counties" in line 8, and insert in lieu thereof the following: "Benton county shall be entitled to elect one representative, and Benton county with Lincoln county be entitled to elect one joint representative and one joint senator."

On motion of Mr. Jeffreys, the amendment was adopted.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Myer, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Staats, Stone, Trullinger, Wilkinson, Wright of Marion, and Mr. Speaker—44.

Nays—Messrs. Blevins, Currin, Daly, Day, Houck, Miller, Nickell, Toner, and Wilkins—9.

Absent—Messrs. Buxton, Cornelius, Geer of Clackamas, McEwen, Sheridan, Upton, and Wright of Union—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 151 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Buxton, Geer of Clackamas, Myers, Sheridan, and Upton—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

By unanimous consent of the house, the special committee consisting of the Multnomah delegation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 9, 1893. }

Mr. Speaker:

Your special committee, consisting of the delegation from Multnomah county, to whom was referred house bill No. 347, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
 Chairman.

A minority of the special committee consisting of the delegation from Multnomah county, to whom was referred house bill No. 347, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 10, 1893. }

Mr. Speaker:

The undersigned, members of the special committee consisting of the delegation from Multnomah county, to whom was referred house bill No. 347, recommend that it do not pass for the following reasons:—

1. That it calls for the issuance of bonds to the amount of two hundred thousand dollars in addition to the five hundred thousand dollars already authorized by law for bridge construction and purchase across the river.

2. It does not permit any action looking to the acquiring of the bridge known as the Morrison-street bridge, and gives no discretion in the premises to the bridge commission.

H. H. NORTHUP.
 GEO. T. MYERS.
 JOHN GILL.

On motion of Mr. Paxton, the majority report was adopted and the bill ordered to third reading.

A call of the house was demanded by Messrs. Paxton and Belknap.

The clerk called the roll, and the following members were reported absent without leave: Messrs. Geer of Clackamas, King, and Sheridan.

Mr. Paxton moved that the further call of the house be dispensed with.

The motion prevailed.

House bill No. 347 was read third time.

The speaker announced he was about to sign house bill No. 274, and soon thereafter announced that he had signed the same.

Mr. Miller moved the previous question.

The motion was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Lamson, Manley, Mays, McEwen, Merrill, Miller, Nickell, Paxton, Russell, Staats, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—35.

Nays—Messrs. Baughman, Blevins, Elmore, Ford, Geer of Marion, Gill, Goodrich, Houck, Layman, Maloney, Merritt, Myers, Nichols, Northup, Ormsby, and Wilkins—16.

Absent—Messrs. Belknap, Buxton, Durham, Geer of Clackamas, King, Lawton, Myer, Sheridan, and Stone—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bill No. 11.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house

bill No. 274, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 66,—a bill for an act to amend section four thousand and forty-six (4046) and section four thousand and forty-seven (4047), title IV. (4), chapter LXXIII. (73), Hill's code, relating to the killing of live stock by railroads.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 66 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 198,—a bill for an act for the relief of S. M. Hardman.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 198 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has

passed senate bill No. 13,—a bill for an act to secure a more equitable valuation of property in assessments for taxation and to amend sections 2784 and 2593 of Hill's code, and to amend section 4 of an act entitled "An act to amend sections 4061, 4070, 4084, and 4085 of title I. of chapter LXXVI. of the miscellaneous laws of Oregon as compiled and annotated by W. Lair Hill," as approved February 25, 1889.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 13 was read first time and passed to second reading without question.

Senate bill No. 83 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Buxton, Geer of Clackamas, King, Merritt, Sheridan, and Wilkins—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Currin, the house adjourned.

D. C. SHERMAN,
Chief clerk.

TUESDAY, FEBRUARY 14, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

The house was called to order by the speaker at 9:30 o'clock A. M.

The roll was called, and all the members were present excepting Messrs. Buxton, Duncan, and Ford.

Prayer was offered by Rev. Mr. Lund.

On motion of Mr. Gill, the reading of the journal of February 13th was dispensed with.

Mr. Geer of Marion, by unanimous consent of the house, asked that the rules be suspended and the second order of business be taken up.

There being no objection, it was so ordered.

Mr. Durham, chairman of the committee on salaries and mileage, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker :

Your committee on salaries and mileage, beg leave to report that we have had the same under consideration, and herewith submit our report:—

<i>Names.</i>	<i>Mileage.</i>	<i>Amount.</i>
D. C. Baughman.....	190	\$ 28 50
E. H. Belknap.....	150	22 50
Douglas Belts.....	610	91 50
W. R. Bishop.....	104	15 60
A. Blevins.....	72	10 80
J. N. Brown.....	504	75 60
O. C. Brown.....	682	102 80
Henry Buxton.....	164	24 60
J. E. Campbell.....	324	48 60
E. N. Chandler.....	280	42 00
T. R. Coon.....	340	51 00
P. Cooper.....	320	48 00
B. P. Cornelius.....	160	24 00
George Currin.....	200	30 00
Bernard Daly.....	1,896	284 40
F. G. Day.....	508	76 20

REPORT OF COMMITTEE ON SALARIES AND MILEAGE—CONCLUDED.

<i>Names.</i>	<i>Mileage.</i>	<i>Amount.</i>
C. H. Duncan	824	123 60
S. A. Durham	998	149 70
W. P. Elmore	962	144 30
Tilman Ford	1	15
Joel P. Geer	100	15 00
T. T. Geer	20	3 00
John Gill	164	89 60
L. J. Goodrich	378	56 70
A. W. Gowan	1,352	202 80
H. F. Gullixson	886	129 90
J. W. Hobbs	966	144 90
J. J. Houck	554	83 10
R. D. Inman	104	15 60
S. F. Jeffreys	110	16 50
W. R. King	1,488	223 20
H. W. Lamson	526	78 90
A. S. Lawton	86	12 90
S. Layman	36	5 40
H. S. Maloney	215	32 25
A. B. Manley	104	15 60
Polk Mays	854	128 10
J. S. McEwen	1,296	194 40
Norman Merrill	247	37 05
J. W. Merritt	570	85 50
M. A. Miller	200	30 00
G. T. Myers	400	60 00
G. W. Myer	260	39 00
B. F. Nichols	1,374	206 10
Charles Nickell	606	90 90
H. H. Northup	104	15 60
S. B. Ormsby	55	8 25
O. F. Paxton	104	15 60
L. H. Russell	970	145 50
R. S. Sheridan	300	45 00
J. O. Staats	62	9 30
J. Stone	602	90 30
M. Toner	644	96 60
J. C. Trullinger	324	48 60
J. H. Upton	1,296	194 40
C. K. Wilkinson	142	21 30
Jasper Wilkins	200	30 00
J. A. Wright	1,152	172 80
J. G. Wright	1	15
Mr. Speaker	104	15 60

S. A. DURHAM,
Chairman.

Mr. Geer of Marion moved to amend the number of miles allowed Messrs. McEwen and Upton by increasing to 1,296 miles each.

The motion prevailed.

Mr. Wright of Union, chairman of the committee on ways and means, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 7, 1893.

Mr. Speaker :

Your committee on ways and means, to whom was referred house

bill No. 17, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend section 1, line 2 of printed bill, by striking out "\$5,000" and insert in lieu thereof "\$500."

AMENDMENT.

Amend section 2, line 2, by striking out the words "five thousand" and figures "5,000," and insert in lieu thereof the words "five hundred."

AMENDMENT.

Amend section 3, after words "said trustees shall," by striking out all of that part of said section with word "shall," in line 1, to and including "therefor" in line 4, and insert in lieu thereof the following: "shall serve without compensation."

AMENDMENT.

Amend section 4, line 2, by striking out the words "five thousand" and figures "5,000," and insert in lieu thereof the words "five hundred."

J. A. WRIGHT,
Chairman.

On motion of Mr. Wright of Marion, the report and amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Wright of Union, chairman of the committee on ways and means, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

Mr. Speaker :

Your committee on ways and means, to whom was referred house bill No. 254, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend section 1, line 4 of original bill, by striking out the words "fifty-five thousand" and figures "\$55,000," and insert in lieu thereof "fifty thousand dollars (\$50,000.)"

AMENDMENT.

Amend section 1 by adding to said section the following: "*provided*, that any and all moneys remaining unexpended for the purpose of this act shall revert to the general fund.

J. A. WRIGHT,
Chairman.

On motion of Mr. Wright of Marion, the report and amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Wright of Union, chairman of the committee on ways and means, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker :

Your committee on ways and means, to whom was referred house bill No. 230, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Strike out all after the enacting clause and insert in lieu thereof the following:—

Section 1. That section 3877 be and the same is hereby amended so as to read as follows:

Sec. 3877. The superintendent of the state penitentiary shall estimate and report to the board of trustees of the Oregon state penitentiary, as hereinafter provided, the amount, kind, and quality of furniture and household furnishing goods, provisions, fuel, forage, clothing, and other material required for six months ending on the first day of June and December of each year; and the trustees shall then advertise, when practicable, for four successive weeks, for contracts for furnishing said supplies, or so much thereof as they shall deem necessary. All contracts shall be awarded to the lowest

bidder or bidders upon their giving to the board of trustees satisfactory security for the faithful performance of the same. The board of trustees shall have the power to reject any and all bids, and in no case shall more than the customary price in open market be paid for supplies or other articles purchased on account of said penitentiary. Necessary expenditures other than those for provisions, fuel, forage, clothing, and furniture, and household furnishing goods may be made by the superintendent, subject to the approval of the board; *provided*, that nothing in this section shall prevent the board from purchasing contingent supplies at the lowest market rates; *and provided further*, that neither the board of trustees or the superintendent, or any employé of the institution, shall be in any wise pecuniarily interested in any contract for the purchase of supplies for said penitentiary or services performed by other persons in or about the penitentiary.

Section 2. That there be and is hereby created a board of trustees consisting of the governor (who shall be president of the board), the secretary of state, and the state treasurer. The board of trustees created under the provisions of this act shall be known by the name and style of the "board of trustees of the Oregon state penitentiary," and shall upon receiving the estimate from the superintendent of the supplies needed by said institution for the ensuing six months, proceed as provided in section one (1) of this act to procure the same.

Section 3. That sections 4000 and 4001 be and the same are hereby repealed.

J. A. WRIGHT,
Chairman.

On motion of Mr. Wilkins, the report and amendment was adopted, the bill ordered engrossed and to third reading.

On motion of Mr. Inman, the courtesies of the house were extended to Mr. W. A. Story, and he was invited to a seat within the bar of the house.

On motion of Mr. Wilkins, the courtesies of the house were extended to Messrs. Rodney Scott, L. Bilyeu, and T. G. Hendricks, and they were invited to seats within the bar of the house.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee on education, to whom was referred senate bill

No. 142, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. C. BROWN,
Chairman.

On motion of Mr. Brown of Douglas, the bill was passed to third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker:

Your committee on education, to whom was referred house bill No. 325, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In line 1 of the printed bill, after the word "section," for the figures "37" substitute "2602."

AMENDMENT.

Also after the words "fee simple," in line 20, add the following words: "That in cases where districts cannot obtain title in fee simple to lands at or near the center of the district they shall be allowed to take land."

O. C. BROWN,
Chairman.

On motion of Mr. Day, the report and amendments were adopted, the bill was ordered engrossed and to a third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

Mr. Speaker.

Your committee on education, to whom was referred house bill

No. 226, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. C. BROWN,
Chairman.

On motion of Mr. Brown of Douglas, the bill was considered engrossed and passed to third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee on education, to whom was referred house bill No. 335, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. C. BROWN,
Chairman.

On motion of Mr. Brown of Douglas, the bill was considered engrossed and ordered to third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker :

Your committee on education, to whom was referred house bill No. 291, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. C. BROWN,
Chairman.

On motion of Mr. Brown of Douglas, the bill was considered engrossed and passed to third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 10, 1893. }

Mr. Speaker:

Your committee on education, to whom was referred house bill No. 219, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Amend by striking out from the title all that portion thereof commencing with the word "for," in the first line of the title, and extending down to and including the word "distributing"; also strike out from the title the words "and appropriating money therefor," so that the title of the bill shall read as follows: "A bill for an act to provide an elementary text-book upon the subject of agriculture and horticulture for the use of the public schools in the state of Oregon."

AMENDMENT.

Strike out all after the enacting clause and insert in lieu thereof the following:

Section 1. There shall be adopted at the same time and in the same manner as other school text-books for use in the public schools of this state are adopted, an elementary text-book upon the subject of agriculture and horticulture, which shall be the legal text-book upon that subject and used in the public schools of the state of Oregon.

O. C. BROWN,
 Chairman.

On motion of Mr. Geer of Marion, the report and amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 8, 1893. }

Mr. Speaker:

Your committee on education, to whom was referred house bill

No. 165, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. C. BROWN,
Chairman.

On motion of Mr. Brown of Douglas, the bill was considered engrossed and passed to third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker:

Your committee on education, to whom was referred house bill No. 351, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. C. BROWN,
Chairman.

On motion of Mr. Brown of Douglas, the bill was considered engrossed and passed to third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker:

Your committee on education, to whom was referred house bill No. 303, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. C. BROWN,
Chairman.

On motion of Mr. Brown of Douglas, the bill was considered engrossed and passed to third reading.

Mr. Brown of Douglas, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 10, 1893. }

Mr. Speaker:

Your committee on education, to whom was referred senate bill No. 101, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Add after line 7, section 2 of printed bill, the following words: "*provided*, that in cities or incorporated towns of four thousand population, the board of directors shall be authorized to establish and maintain a kindergarten primary school, and employ a graduate of a kindergarten training school to teach the same.

O. C. BROWN,
 Chairman.

On motion of Mr. Layman, the report and amendment was adopted, and the bill ordered to third reading.

The special order of business for the day and hour being the consideration of house bill No. 233, and the message of the governor vetoing the same, on motion of Mr. Gullixson, the bill and message were made the special order for Wednesday, February 15th, at 3 o'clock P. M.

The speaker submitted the following message from his excellency, the governor:—

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }
 SALEM, Oregon, }
 February 14, 1893. }

To the Honorable the House of Representatives of the State of Oregon:
 I herewith return house bill No. 11 without my approval. The main objection to this bill is that it provides for serious obstruction to the Portland harbor. The growth and prosperity of Portland are mainly attributable to its fine and commodious harbor facilities. Vessels laden with the products of every clime come hither, and the city sprang into existence at that point most advantageous for the loading and unloading of vessels. The center of Portland was fixed at the center of river and ocean commerce. Capital has been invested, and great improvements have been made in obedience to

the national and undisturbed laws of commerce and trade. If the legislative assembly of the state of Oregon, by the passage of this bill, permits and sanctions the building of a bridge at the point in the river designated by it, it will have the most certain effect of transferring the center of commerce still further from the center of the city, whereby additional burdens will be placed upon commerce and upon the present business center of Portland. More than this, and still more objectionable, is the fact that the location of a bridge here by the sanction of law, and by the exercise of the taxing power of government, will have the undoubted effect of making more valuable certain portions of the city and less valuable other portions.

The people of the present business center will be taxed to build up trade at other points, and to transfer the business they now enjoy to others who will be located on the new avenues of travel opened up. Such an exercise of the taxing power of government is entirely alien to any of the purposes for which it was conferred, and is a species of class legislation utterly indispensable in principle and absolutely abhorrent to justice.

If any government purposes to engage in paternal legislation, it should do so for the protection and not for the robbery of its citizens. A paternal government that prevents one class of its citizens from robbing another class is to be commended, but a government that exercises paternalism by its taxing power to benefit the citizens of certain localities at the expense of citizens of other localities is to be condemned.

This bill provides for the construction of a free bridge at the expense of the taxpayers. It is, indeed, proper for a government at times, when the people are oppressed by the exactions of private corporations, to assume control when other remedies are powerless, and by the expenditures of money raised by the operation of the taxing power to relieve the people in matters where they are unjustly taxed. Great care, however, should be exercised so that in preventing unjust exaction in one quarter such unjust exaction should not be exercised in another quarter.

If unreasonable tolls are demanded by private corporations owning bridges, government should either interfere to reduce those tolls or to build bridges demanding reasonable tolls. To build bridges, however, by the taxation of the whole people, and make such bridges free from all toll for the benefit of a portion only of the people, is nothing more or less than class legislation pure and simple. The city of Portland has issued bonds for building bridges and for supplying its citizens with water. If the bridges are to be free, why should not the water be free, and on the very same prin-

ciple, why should not free bread be furnished through the operation of the taxing power? Portland, in regard to its bridges, should pursue the identical policy which it pursues in regard to the water furnished to its citizens. Those using the one ought to pay what those using the other are usually compelled to pay, a reasonable compensation for such use; this is the only legitimate business proposition, and the only one that fully accords with justice. To provide by general taxation for free bridges would be to tax some people for the benefit of others, and to disturb by force of law the values of property, enhancing the property of some at the expense of others who by law are taxed, if not for that purpose, then most assuredly with that result. There is no more justice in the demand for free bridges than there is for free water or free bread. A reasonable toll should be demanded from all vehicles for the use of the bridge, but as the wear of foot passengers is of no importance whatever, no toll ought to be collected from them.

Portland has already an authorized indebtedness of \$5,695,000, the interest charge on which amounts to about \$285,000 per annum. It is high time that a halt was ordered. The people of Portland and the people of the whole state are both vitally interested in the prosperity of the commercial metropolis of Oregon, and they therefore ought to stand together in solid opposition to a scheme that not only proposes to destroy a portion of its splendid harbor, but also to hang about its neck an additional millstone of indebtedness.

About one year ago the people of Portland, East Portland, and Albina were living under three separate municipal governments, and knew no rivalry except that generous emulation which sought to secure in each city the best government at the least expense. Infatuated with the promises of the real estate boomer, and under the spell of a midsummer madness, they relinquished their independent governments and became merged into one municipality, with the unexpected but legitimate results of increased taxation instead of reduced taxation, and of stagnation in business and decline of values instead of increased prosperity with advance of prices and business enterprises. And now, like the unfortunate victim of the morphine habit, there is a demand for increased indebtedness at the expense of needed harbor room to restore a hectic warmth to one locality only of the widespread municipality.

The bridge proposed is not on one of the great avenues of trade, nor on a large line of travel, and its erection would not only seriously interfere with needed harbor room, but would be sure to disturb, by the taxing power of the government, well established business centers, and compel citizens of Portland, by the fiat of law,

to contribute money that would be expended for the depreciation both of their property and their business. Such class legislation can never receive my approval.

I veto the bill.

SYLVESTER PENNOYER,
Governor.

The question being, "Shall the bill pass notwithstanding the governor's objections thereto?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Elmore, Ford, Geer of Clackamas, Gowan, Gullixson, Hobbs, Inman, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Miller, Myer, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Toner, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—44.

Nays—Messrs. Durham, Geer of Marion, Gill, Goodrich, Houck, Maloney, Merritt, Myers, Northup, and Upton—10.

Absent—Messrs. Buxton, Daly, Jeffreys, King, Stone, and Wilkinson—6.

So the bill passed notwithstanding the governor's objections.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred senate bill No. 27, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill

No. 355, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 330, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 305, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 346, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation to it do pass as amended by the house.

O. F. PAXTON,
 Chairman.

On motion of Mr. Paxton, the bill was ordered engrossed, and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 329, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
 Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 349, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
 Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 276, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 273, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 264, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

To the end of section 1 add: "Nothing in this section shall apply to persons sentenced to the penitentiary for life."

O. F. PAXTON,
Chairman.

On motion of Mr. Belknap, the report and amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 301, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 317, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 369 beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. F. PAXTON,
 Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 366, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. F. PAXTON,
 Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 314, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
 Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 322, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred senate bill No. 141, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house joint resolution No. 10, beg leave to report that we have had the same

under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

Mr. King moved that the resolution be adopted.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Brown of Douglas, Campbell, Coon, Cooper, Day, Duncan, Gill, Goodrich, Gowan, Gullixson, Hobbs, Layman, Mays, McEwen, Myers, Nickell, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Upton, and Wright of Marion—27.

Nays—Messrs. Cornelius, Daly, Durham, Geer of Clackamas, King, Lamson, Maloney, Merrill, Merritt, Northup, Sheridan, Wilkins, Wilkinson, and Mr. Speaker—14.

Absent—Messrs. Belts, Blevins, Brown of Morrow, Buxton, Chandler, Currin, Elmore, Ford, Geer of Marion, Houck, Inman, Jeffreys, Lawton, Manley, Miller, Myer, Nichols, Staats, and Wright of Union—19.

So the motion to adopt was lost.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bill No. 274.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 311, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 359, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 288, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 220, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred senate bill No. 37, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

The bill was passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 212, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred senate bill

No. 45, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

The bill was passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred senate bill No. 9, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. F. PAXTON,
Chairman.

The bill was passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill No. 238, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred house bill

No. 203, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

Your committee on judiciary, to whom was referred house bill No. 249, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Cornelius, chairman of the committee on claims, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

Your committee on claims, to whom was referred house bill No. 364, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

B. P. CORNELIUS,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Cornelius, chairman of the committee on claims, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker :

Your committee on claims, to whom was referred house bill No. 334, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

B. P. CORNELIUS,
Chairman.

On motion of Mr. Cornelius, the bill was considered engrossed and passed to third reading.

Mr. Cornelius, chairman of the committee on claims, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker :

Your committee on claims, to whom was referred house bill No. 321, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

B. P. CORNELIUS,
Chairman.

On motion of Mr. Cornelius, the bill was considered engrossed and passed to third reading.

Mr. Geer of Clackamas, chairman of the committee on military affairs, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker :

Your committee on military affairs, to whom was referred house bill No. 268, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

After the word "army," in line 12 of printed bill, add the words "and navy."

J. P. GEER,
Chairman.

On motion of Mr. Gill, the report and amendment was adopted, the bill ordered engrossed and to third reading.

On motion of Mr. Paxton, the judiciary committee were granted leave to report on senate bill No. 59 at any time.

Mr. Geer of Clackamas, chairman of the committee on military affairs, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 6, 1893. }

Mr. Speaker :

Your committee on military affairs, to whom was referred house bill No. 118, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that the enclosed substitute do pass:—

SUBSTITUTE.

House bill No. 378, substitute for house bill No. 118. A bill for an act providing for the payment of armory rental by the counties, and authorizing county courts to build armories.

J. P. GEER,
Chairman.

House bill No. 378 was read first time and passed to second reading without question.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 4, 1893. }

Mr. Speaker :

Your committee on roads and highways, to whom was referred house bill No. 261, beg leave to report that we have had the same

under consideration, and respectfully report it back to the house with the recommendation that it do pass.

P. COOPER,
Chairman.

On motion of Mr. Cooper, the bill was considered engrossed and passed to third reading.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 4, 1893. }

Mr. Speaker:

Your committee on roads and highways, to whom was referred house bill No. 260, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

P. COOPER,
Chairman.

On motion of Mr. Cooper, the bill was considered engrossed and passed to third reading.

Mr. Cooper, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker:

Your committee on roads and highways, to whom was referred house bill No. 266, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

P. COOPER,
Chairman.

On motion of Mr. Cooper, the bill was considered engrossed and passed to third reading.

Mr. Duncan, chairman of the committee on printing, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February —, 1893. }

Mr. Speaker :

Your committee on printing, to whom was referred house bill No. 143, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

C. H. DUNCAN,
 Chairman.

On motion of Mr. Duncan, the bill was considered engrossed and passed to third reading.

Mr. Duncan, chairman of the committee on printing, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker :

Your committee on printing, to whom was referred house bill No. 79, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Strike out all of section 1 of said bill after the word "proceedings," in line 6, and insert in lieu thereof the following: "including a detailed, concise statement of all expenditures of said county, with amount claimed and allowed and name of claimant; *provided*, that such county court shall order such exhibits published in one or more newspapers in any county."

C. H. DUNCAN,
 Chairman.

On motion of Mr. Upton, the report and amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Gullixson, chairman of the committee on commerce, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 8, 1893. }

Mr. Speaker:

Your committee on commerce, to whom was referred house bill No. 229, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In the title of the bill, after the word "river," insert the following: "or in any river or waters over or upon which this state has concurrent jurisdiction."

H. F. GULLIXSON,
 Chairman.

On motion of Mr. Campbell, the report and amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Gullixson, chairman of the committee on commerce, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 8, 1893. }

Mr. Speaker:

Your committee on commerce, to whom was referred house bill No. 279, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on judiciary.

H. F. GULLIXSON,
 Chairman.

On motion of Mr. Gullixson, the bill was referred to the committee on judiciary.

Mr. Merrill, chairman of the committee on public lands, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 13, 1893. }

Mr. Speaker:

Your committee on public lands, to whom was referred house bill

No. 363, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

N. MERRILL,
Chairman.

On motion of Mr. Merrill, the bill was considered engrossed and passed to third reading.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 4, 1893. }

Mr. Speaker:

Your committee on counties, to whom was referred house bill No. 208, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

J. N. BROWN,
Chairman.

On motion of Mr. Brown of Morrow, the bill was considered engrossed and passed to third reading.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker:

Your committee on counties, to whom was referred house bill No. 225, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

J. N. BROWN,
Chairman.

On motion of Mr. Nickell, further consideration of the bill was indefinitely postponed.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 10, 1893. }

Mr. Speaker :

Your committee on counties, to whom was referred house bill No. 156, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

J. N. BROWN,
 Chairman.

On motion of Mr. Gowan, further consideration of the bill was indefinitely postponed.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 4, 1893. }

Mr. Speaker :

Your committee on counties, to whom was referred house bill No. 91, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on salaries and mileage.

J. N. BROWN,
 Chairman.

On motion of Mr. Brown of Morrow, the bill was referred to the committee on salaries and mileage.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 3, 1893. }

Mr. Speaker :

Your committee on counties, to whom was referred house bill No. 173, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house with the recommendation that it do not pass.

J. N. BROWN,
Chairman.

On motion of Mr. Wright of Union, the bill was indefinitely postponed.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker:

Your committee on counties, to whom was referred house bill No. 204, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In section 1, strike out all of line 8 after the word "strikes," all of line 9, and all that part of line 10 preceding the word "to," same section of printed bill, and insert in lieu thereof the words "the range line between ranges 8 and 9; thence south to the county line between Lane and Benton counties; thence west."

AMENDMENT.

In section 6, line 3, printed bill, insert in first blank the words "last Mon."; in second blank, same line, insert the word "January"; in third blank, same line, insert the words "last Mon.," and in fourth blank, same line, insert the word "August."

J. N. BROWN,
Chairman.

On motion of Mr. Brown of Morrow, the report and amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 6, 1893. }

Mr. Speaker:

Your committee on counties, to whom was referred house bill No. 202, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

J. N. BROWN,
 Chairman.

On motion of Mr. Bishop, further consideration of the bill was indefinitely postponed.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 4, 1893. }

Mr. Speaker:

Your committee on counties, to whom was referred house bill No. 240, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. N. BROWN,
 Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 8, 1893. }

Mr. Speaker:

Your committee on counties, to whom was referred house bill No. 205, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

J. N. BROWN,
 Chairman.

On motion of Mr. Brown of Morrow, further consideration of the bill was indefinitely postponed.

Mr. Brown of Morrow, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker :

Your committee on counties, to whom was referred house bill No. 178, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In section one (1), line twelve (12) of printed bill, after the words "Mosier creek," insert the words "to the range line between ranges 11 and 12 east of the Willamette meridian"; also in line 12, after the word "thence," strike out the words "along the summit of the main divide between said creeks to its termination at or near the Columbia river; thence north," and instead thereof insert the words "thence north along said line."

J. N. BROWN,
Chairman.

Mr. Coon moved that the report and amendments be adopted.

Mr. Chandler moved that the bill be referred to the engrossing committee.

Mr. Geer of Marion moved to amend by substituting for the "engrossing committee" the "delegation from Wasco and Sherman."

The question being on the amendment, the motion prevailed.

The question recurring on the motion to refer as amended, the motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 81,—a bill for an act to create four health officers, to designate their respective location and duties for the

better protection of life and health, and to prevent the introduction and spread of contagious diseases in the state of Oregon and to provide means for the quarantine of the state against said disease in the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 81 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 20, relative to the hour of adjournment of both houses.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Ford moved to amend by inserting "10 o'clock A. M. Saturday," in lieu of "12 P. M. Friday."

The motion prevailed.

On motion of Mr. Ford, the concurrent resolution as amended was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate bills Nos. 48, 4, 78, and 127 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate

has passed senate bill No. 84,—a bill for an act entitled an act to extend and regulate the liability of railroad companies and other corporations to make compensation for personal injuries suffered by employés in their service.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 84 was read first time and passed to second reading without question.

The speaker announced that he was about to sign senate bills Nos. 4, 48, 78, and 127, and soon thereafter announced that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 187,—a bill for an act to provide for locating, opening, operating, and maintaining of public rights of way for flumes, chutes, and roads along non-navigable streams, to be used for logging and lumbering purposes; to condemn rights of way therefor, and to provide compensation for the use of lands condemned for such purposes, and to repeal an act passed therefor, approved February 25, 1889, and printed on pages 57, 58, 59, 60, 61, 62, and 63 of the 1889 session laws of this state.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 187 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 58,—a bill for an act to define and punish an attempt to break and the breaking into of any railway car situated in the state of Oregon, and to protect property therein contained.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 58 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 13, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 218,—a bill for an act to amend sections 211 and 212 of Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 218 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 73,—a bill for an act to provide for an additional term of the circuit court of the state of Oregon in and for Tillamook county.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 73 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has

senate bill No. 223,—a bill for an act to prohibit the cutting, breaking, displacing, or tampering with electric wires, and providing for the punishment therefor.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 223 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 71,—a bill for an act entitled an act to provide for the inspection and measuring of logs in the state of Oregon; for the establishing of logging districts therein; for the appointment of lumber inspectors for the several districts, and defining their duties and fixing their compensation; the appointment and duties of deputy inspectors; for making certain acts misdemeanors, and providing penalty therefor.

And the same is herewith transmitted to you for the consideration of the house. *

O. P. MILLER,
Chief clerk.

Senate bill No. 71 was read first time and passed to second reading without question.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon,
February —, 1893. }

Mr. Speaker :

Your committee on agriculture, to whom was referred house bill No. 232, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

T. T. GEER,
Chairman.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Geer of Marion, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker:

Your committee on agriculture, to whom was referred house bill No. 158, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

After the word “cents,” in line 9 of printed bill, amend by inserting “for each squirrel not more than five cents; and for each gopher not more than ten cents.”

T. T. GEER,
Chairman.

On motion of Mr. Upton, the report and amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Gowan, chairman of the committee on railways and transportation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on railways and transportation, to whom was re-referred house bill No. 98, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In line 3 of section 2, strike out after the word “into,” the words “or be found in,” and insert in lieu thereof “any such railway car.”

A. W. GOWAN,
Chairman.

On motion of Mr. Gowan, the report and amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Daly, chairman of the committee on medicine and pharmacy, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker :

Your committee on medicine and pharmacy, to whom was referred senate bill No. 146, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

B. DALY,
Chairman.

On motion of Mr. Daly, the bill was passed to third reading.

Mr. Gill, chairman of the committee on public morals, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

Your committee on public morals, to whom was referred senate bill No. 89, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

JOHN GILL,
Chairman.

On motion of Mr. Gill, the bill was passed to third reading.

Mr. Gill, chairman of the committee on public morals, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker :

Your committee on public morals, to whom was referred house bill No. 287, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house without recommendation.

JOHN GILL,
Chairman.

On motion of Mr. Gill, the bill was considered engrossed and passed to third reading.

Mr. Gill, chairman of the committee on public morals, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker:

Your committee on public morals, to whom was referred house bill No. 313, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

JOHN GILL,
Chairman.

On motion of Mr. Gill, the bill was considered engrossed and passed to third reading.

Mr. Gill, chairman of the committee on public morals, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 8, 1893. }

Mr. Speaker:

Your committee on public morals, to whom was referred house bill No. 163, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

JOHN GILL,
Chairman.

On motion of Mr. Gill, the bill was considered engrossed and passed to third reading.

Mr. Gill, chairman of the committee on public morals, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker:

Your committee on public morals, to whom was referred house bill

No. 217, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

JOHN GILL,
Chairman.

On motion of Mr. Gill, the bill was considered engrossed and passed to third reading.

Mr. Gill, chairman of the committee on public morals, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 11, 1893. }

Mr. Speaker:

Your committee on public morals, to whom was referred house bill No. 312, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

JOHN GILL,
Chairman.

On motion of Mr. Gill, the bill was considered engrossed and passed to third reading.

Mr. Coon, chairman of the committee on horticulture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on horticulture, to whom was referred house bill No. 308, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

T. R. COON,
Chairman.

On motion of Mr. Upton, the bill was considered engrossed and passed to third reading.

Mr. Durham, chairman of the committee on salaries and mileage, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker:

Your committee on salaries and mileage, to whom was referred house bill No. 228, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Strike out all after the word "salaries," in line 5 of section 2, and insert the following: "To be paid in monthly installments: Baker county, eight hundred dollars; Benton county, eight hundred dollars; Clackamas county, one thousand dollars; Clatsop county, eight hundred dollars; Columbia county, five hundred dollars; Coos county, five hundred dollars; Crook county, five hundred dollars; Curry county, two hundred and fifty dollars; Douglas county, twelve hundred dollars; Gilliam county, four hundred and fifty dollars; Grant county, eight hundred dollars; Harney county, six hundred dollars; Jackson county, nine hundred dollars; Josephine county, four hundred dollars; Malheur county, six hundred dollars; Marion county, fifteen hundred dollars; Morrow county, nine hundred dollars; Multnomah county, two thousand dollars; Polk county, seven hundred and fifty dollars; Sherman county, nine hundred dollars; Tillamook county, two hundred and fifty dollars; Umatilla county, twelve hundred dollars; Wasco county, one thousand dollars; Wallowa county, six hundred dollars; Washington county, six hundred dollars; Yamhill county, nine hundred dollars.

AMENDMENT.

Add the following sections:

Section 3. No other emoluments other than those provided for in this act shall be paid any county school superintendent for his services.

Section 4. The county school superintendents of the several counties included in this bill shall collect the fees now allowed by law and turn the same into the county treasury.

Section 5. The counties of Klamath, Lake, Lane, Linn, and Union shall be excluded from the operation of this act.

Section 6. Inasmuch as the existing salaries of many of the

county school superintendents are inadequate compensation for their services as such officers, said salaries as defined by this act shall be payable from and after the first day of July, A. D. 1894, and this act shall take effect from and after its approval by the governor.

S. A. DURHAM,
Chairman.

On motion of Mr. Elmore, the report and amendments were adopted.

Mr. McEwen asked the consent of the house to amend by making the salary of the county school superintendent of Coos county five hundred dollars instead of six hundred dollars.

No objection being made, the clerk made the desired change.

The bill was ordered engrossed and to third reading.

Mr. Durham, chairman of the committee on salaries and mileage, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker :

Your committee on salaries and mileage, to whom was referred house bill No. 339, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

S. A. DURHAM,
Chairman.

On motion of Mr. Durham, the bill was considered engrossed and passed to third reading.

Mr. Durham, chairman of the committee on salaries and mileage, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker :

Your committee on salaries and mileage, to whom was referred house bill No. 267, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation to it do pass with the following amendment:—

AMENDMENT.

Strike out all of section 3 and insert the following in lieu thereof:
 Section 3. This act shall not be in force and effect until July 1, 1894.

S. A. DURHAM,
 Chairman.

On motion of Mr. Day, the report and amendments was adopted, the bill ordered engrossed and to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred senate bill No. 206, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

GEO. T. MYERS,
 Chairman.

On motion of Mr. Myers, the bill was passed to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 365, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

GEO. T. MYERS,
 Chairman.

On motion of Mr. Myers, the bill was considered engrossed and passed to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 328, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

GEO. T. MYERS,
 Chairman.

On motion of Mr. Myers, the bill was considered engrossed and passed to third reading.

On motion of Mr. Elmore, the house adjourned.

D. C. SHERMAN,
 Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

The house met and was called to order by the speaker at half past 1 o'clock P. M.

The roll was called, and all the members were present excepting Messrs. Brown of Morrow, Buxton, Gill, Manley, Mays, Nickell, and Paxton.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 237, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

GEO. T. MYERS,
 Chairman.

On motion of Mr. Myers, the bill was considered engrossed and passed to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 10, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 51, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

GEO. T. MYERS,
Chairman.

On motion of Mr. Myers, the bill was considered engrossed and passed to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 146, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Amend by adding a new section, to be numbered section 2:

Section 2. Inasmuch as no law exists for the protection of sturgeon, an emergency is declared to exist, and this act shall take effect and be in full force from and after its passage and approval by the governor.

GEO. T. MYERS,
Chairman.

On motion of Mr. Myers, the report and amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 7, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred house bill No. 161, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

GEO. T. MYERS,
 Chairman.

On motion of Mr. Myers, the bill was considered engrossed and passed to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred senate bill No. 108, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

GEO. T. MYERS,
 Chairman.

The bill was passed to third reading.

Mr. Myers, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker:

Your committee on fisheries and game, to whom was referred senate bill No. 86, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Amend section 6 by adding thereto the following: "*and provided*

further, that Curry county shall be exempt from the operation of this law."

GEO. T. MYERS,
Chairman.

On motion of Mr. Myers, the report and amendment was adopted and the bill passed to third reading.

The special committee appointed under house concurrent resolution No. 17, submitted the following report:—

REPORT.

PORTLAND, Oregon, February 13, 1893.

To the Senate and House of the Legislatures of the States of Oregon and Washington: We, your joint committees appointed to look into the concurrent fishing interests of the states of Oregon and Washington, with a view to enacting such legislation as will be of mutual benefit, beg leave to submit the following:

Pursuant to agreement, your committees met at the Hotel Portland on Saturday, February 11, 1893, all the members being present. After being in session two days, and listening to testimony and argument from members of the fishermen's union, cannerymen, shippers, wholesale and retail dealers, and others interested in the fishing industry, as well as the fish commissioners of the states of Oregon and Washington, your joint committee, after due deliberation, and taking into consideration the future preservation and importance to the two states of this great industry, would unanimously make the following recommendations for joint legislative enactment:

1. That the "spring" close season, during which salmon shall not be caught on the waters of the Columbia river or its tributaries, shall be from March 1st to April 15th.

2. That the "fall" close season shall be from August 1st to September 15th.

3. That such laws be passed by the two legislatures as will prohibit the catching of salmon at any time between the rack connected with any hatchery and the mouth of the stream on which the hatchery is located flows.

4. That the fish commissioner be given authority to appoint a special deputy in each county, and that the fish commissioner and all deputies shall have authority to make all arrests for violations of the fishing laws, and that said special deputies shall receive as compensation one half of all fines imposed on prosecutions instituted by them, and they shall receive no other compensation.

5. That there be a close season established from March 1st to September 1st, during which time no sturgeon shall be caught on

the waters of the Columbia river, and that no sturgeon shall be taken at any time which weighs less than twenty-five pounds.

6. That a law be passed which will give the fish commissioner authority to confiscate any fishing gear used in violation of any of the fishing laws of either of the states.

7. That a committee of five be appointed from each of the present legislatures of the two states—two from the senate and three from the house of each legislature—to act with the fish commissioners of the two states; and it shall be the duty of said joint committee to investigate the fishing interests of the two states, and report their conclusions to the respective governors of the two states on or before December 1, 1894, said reports to be laid before the next session of the legislatures.

8. That appropriations be made for the establishment of at least one hatchery in each of the states of Oregon and Washington, said hatcheries to be established on a tributary of the Columbia river.

9. That there be established in each of the states of Oregon and Washington a fund to be known as the "fisheries fund," and that all fines and licenses collected by virtue of the provisions of the fishing laws shall be paid into that fund, and that the fund so provided shall be devoted to the enforcement of the fishing laws, and to the building and maintaining of hatcheries.

10. That similar laws to the ones adopted at this session of the Washington legislature be passed by the Oregon legislature, providing for the licensing of fish traps, wheels, and other gear, such license money to be turned into the fisheries fund.

Bills covering the recommendations contained in this report are submitted herewith, with the recommendation that they do pass.

Respectfully submitted,

J. C. HORR,
Chairman joint committee.

Report concurred in by

FRANK H. RICHARDS,
A. L. BUSH,
L. C. GILMAN,
E. BROCK,

On the part of the Washington committee.

J. W. MAXWELL,
T. R. COON,
S. J. JEFFREYS,
GEORGE T. MYERS,

On the part of the Oregon committee.

JEFF MYERS,

Except as to section 10.

On motion of Mr. Myers, the report was adopted.

The special committee, consisting of members from the third judicial district, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your special committee, to whom was referred senate bill No. 85, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

TILMON FORD,
Chairman,
J. W. HOBBS,
G. W. MYERS,
H. W. LAMSON,
H. S. MALONEY,
JOHN G. WRIGHT,
T. T. GEER,
SAMUEL LAYMAN,
S. B. ORMSBY,
A. BLEVINS.

On motion of Mr. Ford, the bill was passed to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No. 338, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. W. LAMSON,
Chairman.

On motion of Mr. Lamson, the bill was considered engrossed and passed to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 7, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No. 245, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

H. W. LAMSON,
 Chairman.

On motion of Mr. Lamson, the bill was considered engrossed and passed to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 10, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No. 257, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. W. LAMSON,
 Chairman.

On motion of Mr. Lamson, the bill was considered engrossed and passed to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 7, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No. 247, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

H. W. LAMSON,
 Chairman.

On motion of Mr. Lamson, the bill was considered engrossed and passed to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No. 251, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

In section 1, line 3, printed bill, strike out the words "without any"; also strike out all of line 4, same section.

H. W. LAMSON,
Chairman.

On motion of Mr. Lamson, the report and amendment was adopted, the bill ordered engrossed and to third reading.

Mr. Lamson, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

Mr. Speaker:

Your committee on labor, to whom was referred house bill No. 252, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. W. LAMSON,
Chairman.

On motion of Mr. Lamson, the bill was considered engrossed and passed to third reading.

Mr. Wilkins, chairman of the special committee appointed to consider the petition of Messrs. Olinger and Sestanovich, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February —, 1893. }

Mr. Speaker :

Your special committee, to whom was referred a petition, addressed to the honorable legislative assembly of the state of Oregon, relating to the manner of the letting of the contract for the building of an infirmary at the Oregon state insane asylum, signed by Mr. Alton Olinger and Mr. A. M. Sestanovich, respectfully report that after a full and careful hearing given to all the parties interested pro and con, your committee finds that the modifications complained of by said petitioners were recommended by the state board of charities, and approved by the honorable board of trustees of the Oregon state insane asylum on the further recommendation of the architect of said board of trustees, Mr. C. S. McNally. It is, therefore, the opinion of your committee that the said board of trustees of the Oregon state insane asylum acted in good faith, and that the said petitioners have no just cause of complaint as to the manner of letting the contract, except it be in the possible fact that the said architect may not have given as much publicity to the fact of the proposed modifications as due fairness might seem to demand.

JASPER WILKINS,
 Chairman.

On motion of Mr. Wilkins, the report was adopted.

Mr. Coon, from the special committee to whom was referred house bill No. 178, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker :

Your special committee, to whom was referred house bill No. 178, not being able to agree, I, as one of said committee, beg leave to report recommending the adoption of the report as returned from the committee on counties.

T. R. COON.

On motion of Mr. Northup, the report was made the special order of business for 7:30 o'clock P. M., February 14th.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 124, beg leave to report that we have had the same under consideration, and a majority of said committee respectfully report it back to the house with the recommendation that it do pass. •

E. N. CHANDLER,
Chairman.

On motion of Mr. Chandler, the bill was considered engrossed and passed to third reading.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 6, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 183, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. N. CHANDLER,
Chairman.

On motion of Mr. Chandler, the bill was considered engrossed and passed to third reading.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 170, beg leave to report that we have had

the same under consideration, and respectfully report it back to the house without recommendation.

E. N. CHANDLER,
Chairman.

On motion of Mr. Chandler, the bill was considered engrossed and passed to third reading.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker :

Your committee on assesment and taxation, to whom was referred house bill No. 253, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

E. N. CHANDLER,
Chairman.

On motion of Mr. Nickell, further consideration of the bill was indefinitely postponed.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 9, 1893. }

Mr. Speaker :

Your committee on assesment and taxation, to whom was referred house bill No. 255, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. N. CHANDLER,
Chairman.

On motion of Mr. Nickell, further consideration of the bill was indefinitely postponed.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 13, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 244, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

E. N. CHANDLER,
 Chairman.

On motion of Mr. Chandler, the bill was considered engrossed and passed to third reading.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 13, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 192, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. N. CHANDLER,
 Chairman.

On motion of Mr. Chandler, the bill was considered engrossed and passed to third reading.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 13, 1893. }

Mr. Speaker :

Your committee on assessment and taxation, to whom was referred house bill No. 190, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

E. N. CHANDLER,
 Chairman.

On motion of Mr. Chandler, the bill was considered engrossed and passed to third reading.

Mr. Wright of Union moved that Messrs. Wright of Marion, Houck, Duncan, Elmore, and Wright of Union be excused from further duty at the remainder of the day's session, that they might be enabled to attend the funeral of the late Henry C. Sterling, a veteran of the Mexican war, a promoter of Oregon's mining interests, and a valuable and highly respected citizen, to whose worth they desired thus to testify.

The motion unanimously prevailed.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 13, 1893. }

Mr. Speaker:

Your committee on assessment and taxation, to whom was referred house bill No. 353, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. N. CHANDLER,
Chairman.

On motion of Mr. Chandler, the bill was considered engrossed and passed to third reading.

Mr. Geer of Marion, chairman of the joint committee appointed to investigate the accounts and affairs of the state board of agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

To the Honorable the Legislative Assembly of the State of Oregon: We, your committee appointed to investigate the accounts and affairs of the state board of agriculture, beg leave to submit the following report:—

Your committee have carefully examined the vouchers and checks for the disbursement of the appropriation made to the said board during the past two years, and find that the money has been paid out in conformity with law and that it is fully and correctly accounted for. We find that the state board of agriculture was

created in 1885, and took charge of the affairs of the Oregon state agricultural society, a private corporation organized for the purpose of holding annual fairs under the name of the Oregon state fair. That said society owned one hundred and fifty-eight acres of land within two miles of the state capitol; that when the state board of agriculture took charge of said grounds there was an indebtedness against said society consisting of a mortgage upon their land of \$13,000, a note against the society of \$4,500, secured by personal endorsement, and outstanding unpaid warrants of said society amounting to between \$10,000 and \$11,000, together with one year's accrued interest on the mortgage and the note debts. We find that since 1885 the board has received from the state of Oregon the sum of \$40,000 (which, by the terms of the act appropriating said money, must be used for a specific purpose), and from all other sources the board has received the sum of \$143,070.36. That since 1885 the board has paid for premiums on agricultural exhibits, stock, horticulture, floriculture, mechanics, works of art, and fancy work, etc., strictly in conformity with the law, the sum of \$40,806.49. That said board has paid on the debts of the Oregon state agricultural society the sum of \$15,199.27, and interest on the aforesaid mortgage and note amounting to \$7,056, and for other premiums, repairs on buildings, and fences on ground, improvements thereon, and the necessary expenses incidental to the conduct of the annual fairs and the preservation of the buildings and property during the past eight years of their management, the sum of \$116,624.04.

Your committee also find that there remains an indebtedness which is a lien upon the lands aforesaid of about \$11,000. That in 1891 the state agricultural society, in consideration of assuming all the liabilities of said society at the date of transfer, deeded to the state board of agriculture in fee simple its said lands, consisting of one hundred and fifty-eight acres, together with all improvements thereon, and that now said land is the property of the people of the state of Oregon, and worth, in our judgment, at least \$100,000.

Your committee visited the Oregon state fair grounds and carefully examined the property thus acquired. There are two electric car lines entering the grounds, terminating near the pavilion. The grounds are well laid out and arranged for fair purposes, but many of the buildings are old and inadequate to the demands made upon them during the annual fairs. New horse, sheep, cattle, and swine stalls are needed; the fences need to be replaced by new ones; the water-works system, put in at a large expense, has given out and must soon be replaced.

Your committee desire to say that from the investigation we have made, it appears that the board has been forced during its entire

management to use the most rigid economy in order to enable them to pay off the indebtedness and interest owing by the state agricultural society. That all their surplus earnings have been used for this purpose, which has compelled the board to defer making the necessary improvements above mentioned.

Therefore, your committee would respectfully recommend, in view of the fact that said land and improvements now belong to the state, that an adequate appropriation be made with which to make such improvements as are absolutely necessary.

T. T. GEER,

Chairman on the part of the house.

On motion of Mr. Geer of Marion, the report was referred to the committee on ways and means.

Mr. Geer of Marion asked the consent of the house to refer senate bill No. 109 to the committee on ways and means.

There being no objection, the bill was so referred.

Mr. Brown of Morrow asked unanimous consent of the house for a suspension of the rules, and that the seventh order of business be now taken up.

There being no objection, it was so ordered.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 254, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house

bill No. 230, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 229, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 204, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 228, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 79, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 17, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 98, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 268, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted house joint resolution No. 8, with the following amendment:—

AMENDMENT.

Strike out the words "in the county where they reside," in the last line of the original resolution, and insert the following words in lieu thereof: "where they have resided for thirty days next preceding the election," so that section 17 shall read as follows:

Section 17. All qualified electors shall vote in the election precinct where they have resided for thirty days next preceding the election.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Geer of Clackamas moved to concur in the adoption of the amendment.

The motion was lost, and the clerk was directed to notify the senate that the house refused to concur.

House bill No. 361 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Coon, Cooper, Cornelius, Currin, Daly,

Day, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—47.

Nays—Messrs. Gill and Russell—2.

Absent—Messrs. Belts, Buxton, Chandler, Duncan, Durham, Elmore, Houck, Paxton, Manley, Wright of Marion, and Wright of Union—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has refused to recede from the senate amendment to house joint resolution No. 8, and has appointed as a committee of conference on the part of the senate, Messrs. Gates and Cogswell.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

The speaker appointed as a committee of conference on the part of the house, to consider the senate's amendment to house joint resolution No. 8, Messrs. Lawton and Sheridan.

House bill No. 246 coming on for third reading, was read third time.

Mr. Geer of Clackamas moved that further consideration of the bill be indefinitely postponed.

Mr. McEwen asked the unanimous consent of the house to amend the bill by striking out all after the word "state," in section 4. Also to amend by adding the following: "The operation of this act shall extend only until the completion of the jute mill, after which time only such convicts shall be employed thereunder as shall not interfere with the jute mill."

There being no objection, the clerk was instructed to make the desired amendments.

Mr. Geer of Clackamas withdrew his motion to indefinitely postpone.

Mr. Bishop gave notice that on February 15th he would submit a report.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Blevins, Campbell, Coon, Cooper, Currin, Day, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Inman, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Sheridan, Stone, Toner, Trullinger, Upton, Wilkins, and Wilkinson—37.

Nays—Messrs. Belts, Brown of Douglas, Brown of Morrow, Gowan, Hobbs, Lawton, Paxton, Russell, Staats, and Mr. Speaker—10.

Absent—Messrs. Buxton, Chandler, Cornelius, Daly, Duncan, Durham, Elmore, Houck, Jeffreys, Merritt, Myer, Wright of Marion, and Wright of Union—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has refused to concur in the house amendments to senate concurrent resolution No. 20.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Northup moved that the house recede from the adoption of the amendment.

The ayes and nays were demanded by Messrs. McEwen and Upton.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Morrow, Campbell, Gill, Gowan, Gullixson, Layman, Mays, Nichols, Northup, Paxton, Staats, Toner, and Mr. Speaker—16.

Nays—Messrs. Bishop, Brown of Douglas, Coon, Cooper, Currin, Day, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Hobbs,

Inman, Jeffreys, King, Lawton, Manley, McEwen, Merrill, Miller, Myers, Nickell, Ormsby, Russell, Sheridan, Stone, Trullinger, Upton, Wilkins, and Wilkinson — 29.

Absent — Messrs. Belknap, Buxton, Chandler, Cornelius, Daly, Duncan, Durham, Elmore, Houck, Lamson, Maloney, Merritt, Myer, Wright of Marion, and Wright of Union — 15.

So the motion was lost.

The speaker appointed as a committee of conference, Messrs. Manley and Staats.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 21, relative to the pensioning of the veterans of the late Cayuse war.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Miller moved to amend the resolution by including therein the veterans of the Rogue river war.

The amendment was adopted.

On motion of Mr. Miller, the resolution as amended was adopted.

House bill No. 48 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Coon, Cooper, Currin, Daly, Day, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Upton, Wilkins, Wilkinson, and Mr. Speaker — 44.

Nays — Mr. Inman — 1.

Absent — Messrs. Buxton, Campbell, Chandler, Cornelius, Duncan, Durham, Elmore, Houck, Jeffreys, Lamson, Myers, Sheridan, Trullinger, Wright of Marion, and Wright of Union — 15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 367 coming on for third reading, was read third time.

Mr. Upton moved to recommit the bill with instructions to amend by striking out the last three lines of the printed bill.

The motion was lost.

Mr. Upton moved that further consideration of the bill be indefinitely postponed.

Messrs. Geer of Clackamas and Manley demanded a call of the house.

The clerk called the roll, and the following members were absent without leave: Messrs. Hobbs and Myers.

Mr. Geer of Clackamas moved that the sergeant-at-arms be instructed to bring in the absentees.

Mr. Currin moved that further call of the house be dispensed with.

The motion prevailed.

The question recurring upon Mr. Upton's motion to indefinitely postpone, the ayes and nays were demanded by Messrs. Nickell and Miller.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Lamson, Layman, Maloney, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Sheridan, Staats, Stone, Trullinger, Upton, Wilkins, and Wilkinson—38.

Nays—Messrs Belts, Durham, Geer of Clackamas, Inman, Jeffreys, King, Lawton, Manley, Mays, Northup, Paxton, Russell, Toner, and Mr. Speaker—14.

Absent—Messrs. Buxton, Duncan, Elmore, Ford, Hobbs, Houck, Wright of Marion, and Wright of Union—8.

So the motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February —, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has acceded to the request of the house, and has appointed as the com-

mittee on the part of the senate on senate concurrent resolution No. 20, Messrs. Willis and Veatch.

O. P. MILLER,
Chief clerk.

On motion of Mr. Paxton, it was ordered that when the house might adjourn it be to meet at half past 7 o'clock P. M., for the consideration of corporation bills and bills of a local nature.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 65,—a bill for an act to regulate the incorporation and business of building and loan and savings and loan associations doing a general business.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 65 was read first time and passed to second reading without question.

Mr. Gullixson moved that the rules be suspended and senate bill No. 65 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Campbell, Chandler, Coon, Cornelius, Geer of Clackamas, Gill, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Lamson, Maloney, Mays, Merrill, Miller, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Toner, Trullinger, Wilkinson, and Mr. Speaker—30.

Nays—Messrs. Blevins, Brown of Douglas, Brown of Morrow, Cooper, Currin, Day, Ford, Geer of Marion, Layman, McEwen, Merritt, Myer, Nichols, Sheridan, Staats, Stone, Upton, and Wilkins—18.

Absent—Messrs. Buxton, Daly, Duncan, Durham, Elmore, Goodrich, Houck, King, Lawton, Manley, Wright of Marion, and Wright of Union—12.

So the motion was lost.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate bills Nos. 169, 207, and 191 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

Senate bill No. 38 coming on for third reading, was read third time.

Mr. Nickell asked the consent of the house to amend the bill by striking out the words and figures "five hundred (\$500) dollars," after the words "Jackson county," and insert in lieu thereof the words "six hundred dollars."

There being no objection, the clerk was instructed to make the desired change.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Buxton, Duncan, Durham, Elmore, Gill, Gullixson, Houck, Manley, Myers, Russell, Wright of Marion, and Wright of Union—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has

concurred in the house amendments to senate concurrent resolution No. 21.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 169, 207, and 191, and soon thereafter announced that he had signed the same.

Mr. Paxton was called upon to take the chair.

Senate bill No. 60 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Cornelius, Currin, Day, Durham, Ford, Geer of Marion, Layman, Mays, Merritt, Ormsby, Russell, and Wilkins — 13.

Nays — Messrs. Belts, Bishop, Blevins, Brown of Morrow, Chandler, Coon, Geer of Clackamas, Gill, Goodrich, Gowan, Inman, Jeffreys, Lamson, Maloney, McEwen, Merrill, Myer, Nichols, Northup, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, and Mr. Speaker — 27.

Absent — Messrs. Belknap, Brown of Douglas, Buxton, Campbell, Cooper, Daly, Duncan, Elmore, Gullixson, Hobbs, Houck, King, Lawton, Manley, Miller, Myers, Nickell, Paxton, Wright of Marion, and Wright of Union — 20.

So the bill failed the pass.

Senate bill No. 5 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Ford, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Trullinger, Upton, and Wilkinson — 44.

Nays — Messrs. Cornelius and Toner — 2.

Absent — Messrs. Brown of Douglas, Buxton, Duncan, Durham, Elmore, Geer of Marion, Houck, King, Nickell, Northup, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker — 14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 107.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Senate bill No. 25 coming on for third reading, was read third time.

Mr. Upton moved that further consideration of the bill be indefinitely postponed.

The ayes and nays were demanded by Messrs. Ford and Cooper. On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Brown of Morrow, Cooper, Day, Ford, Geer of Marion, Gill, Gowan, King, Layman, Mays, Merritt, and Toner—15.

Nays—Messrs. Brown of Douglas, Campbell, Chandler, Coon, Currin, Daly, Geer of Clackamas, Goodrich, Inman, Jeffreys, Lamson, Lawton, Maloney, McEwen, Merrill, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Stone, Trullinger, Upton, Wilkins, and Mr. Speaker—28.

Absent—Messrs. Belknap, Blevins, Buxton, Cornelius, Duncan, Durham, Elmore, Gullixson, Hobbs, Houck, Manley, Myers, Paxton, Staats, Wilkinson, Wright of Marion, and Wright of Union—17.

So the motion was lost.

On motion of Mr. Upton, the bill was recommitted to the committee on ways and means for general amendment.

Mr. King gave notice that he would move to reconsider the vote by which house joint resolution No. 10 failed to be adopted.

Senate bill No. 12 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Coon, Cooper, Cornelius, Currin, Daly, Day, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merrill,

Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Buxton, Chandler, Duncan, Elmore, Gullixson, Houck, Mays, Paxton, Wright of Marion, and Wright of Union—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

By unanimous consent, Mr. Jeffreys introduced house concurrent resolution No. 28.

— HOUSE CONCURRENT RESOLUTION NO. 28.

Whereas, the map annexed to the book entitled "The Resources of Oregon," published by authority, is defective in the particular that said map makes the "Yaquina Bay," in Benton county, read "Yakima Bay"; therefore

Be it resolved by the House, the Senate concurring, That the secretary of state be and is hereby requested and authorized to change the word "Yakima" to that of "Yaquina" in all of the said books published or to be published, where it occurs as aforesaid.

Mr. Jeffreys moved that the resolution be adopted.

The motion prevailed.

House bill No. 379. Mr. Geer of Marion. (By unanimous consent.) A bill for an act to provide for the collection of taxes.

House bill No. 379 was read first time and passed to second reading without question.

Mr. Geer of Marion moved that the rules be suspended and house bill No. 379 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Coon, Cooper, Cornelius, Daly, Day, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—50.

Nays—Mr. Northup—1.

Absent—Messrs. Buxton, Chandler, Currin, Duncan, Elmore, Houck, Manley, Paxton, and Russell—9.

So the rules were suspended and house bill No. 379 was read second time by title only.

On motion of Mr. Geer of Marion, the bill was referred to the committee on assessment and taxation, with leave to report at any time.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has acceded to your request, and house joint resolution No. 8 is herewith returned to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

The committee of conference on house joint resolution No. 8, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

Your committee, appointed to confer with senate committee on amendment to house joint resolution No. 8, beg leave to report we have met the committee from the senate, and recommend that the house do concur in the amendment.

A. S. LAWTON,
R. S. SHERIDAN,
Committee.

On motion of Mr. Northup, the house concurred in the amendment as recommended by the committee.

On motion of Mr. Baughman, the house adjourned according to previous order.

D. C. SHERMAN,
Chief clerk.

EVENING SESSION.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

The house met at 7:30 o'clock P. M., and was called to order by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton, Ford, and Myer.

On motion of Mr. Geer of Marion, consideration of the special order of business of the hour was postponed to permit the house to listen to a recitation by Miss Josie Watkins.

Mr. Coon moved that the house adopt the report of the delegation from Wasco and Sherman on house bill No. 178.

The motion was lost.

Mr. Coon moved the report of the committee on counties on house bill No. 178 be adopted.

The motion was lost.

Mr. Chandler moved that further consideration of the bill be indefinitely postponed.

The motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 106.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
 Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 56, with the following amendment:—

AMENDMENT.

Strike out all after the enacting clause and insert in lieu thereof the following:

Section 1. That section 2370 of chapter XI., title II. of Hill's code, be and the same is hereby repealed.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Merritt, the house concurred in the adoption of the amendment.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 4.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Mr. Paxton, chairman of the special committee consisting of the delegation from Multnomah county, to whom was referred house bill No. 141, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

Your special committee, consisting of the delegation from Multnomah county, to whom was referred house bill No. 141, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Strike out all of said bill after the enacting clause and insert in lieu thereof the following:—

CHAPTER I.

OF THE BOUNDARIES AND INCORPORATION OF THE CITY.

Section 1. The inhabitants of that part of Multnomah county, Oregon, within the limits of the next section herein prescribed, are hereby constituted and declared to be a municipal corporation by the name and style of the "City of Portland," and by such name shall have perpetual succession, sue and be sued, plead and be impleaded, in all courts of justice, and in all actions, suits, or proceedings whatever; may purchase, hold, and receive property, both real and personal, within said city, for public buildings, public works, and city improvements, and may and shall have the right of possession and control of all public parks, public levees, and all tracts of land lying within said limits which have been or may be hereafter dedicated, or in what manner soever obtained, for public purposes; and may lease, sell, or dispose of the same for the benefit of the city; and may purchase, hold, and receive property, both real and personal, beyond the limits of the city, to be used for parks, burial purposes, workhouses, houses of correction, and a hospital for the reception and care of persons inflicted with contagious diseases, and for the purpose of maintaining water-works, crematories, and for such other purposes as may be deemed necessary for the carrying on of the city government; and shall have and use a common seal, and may alter and break the same, or make a new one at its pleasure.

Section 2. The boundaries of the city of Portland are as follows: Commencing at the southeast corner of the city of Sellwood, and running thence north along the east line of the city of Sellwood to the south line of section 23, township 1 south, range 1 east; thence east to the southwest corner of section 24, township 1 south, range 1 east; and thence north along the west line of section 24, of township 1 south, of range 1 east, of the Willamette meridian, to the northwest corner of said section 24; thence east one mile to the northeast corner of said section 24; thence north along the east line of sections 13, 12, 1, 36, 25, 24, and 13 to a point 150 feet north of the north line of the county road known as the Columbia Slough road; thence northwesterly parallel with and 150 feet northerly from said north line of said county road to the east line of section 6, of township 1 north, of range 1 east; thence in a direct line to the center of the last-named section; thence west one mile and a half to the center of the west line of section 1, of township 1 north, of range 1 west; thence south along the west lines of sections 1 and 12 to the center of the main channel of the Willamette river; thence southerly, following the center of the main channel of said river

and the center of the channel thereof west of Swan Island to the west line of section 20, of township 1 north, of range 1 east; thence south along the east line of sections 19, 30, and 31 to the southeast corner of section 31, of township 1 north, of range 1 east; thence east one half mile; thence south one mile; thence east one half mile; thence south one mile; thence east one half mile; thence south two miles to the south line of section 21, township 1 south, range 1 east; thence east to the center of the main channel of the Willamette river; thence southerly, following the center of the main channel of said river to a point in a westerly prolongation of the south line of the city of Sellwood; thence easterly along the south line of the city of Sellwood to the place of beginning.

CHAPTER II.

OF THE GOVERNMENT OF THE CITY.

Section 3. The power and authority given to the municipal corporation of the city of Portland is vested in a mayor and common council, a board of police commissioners, a board of fire commissioners, and in the departments authorized by this act, and their successors in office, to be exercised in the manner hereinafter prescribed.

Section 4. For the purpose of municipal representation, the city of Portland is hereby divided into eleven wards, designated and bounded as follows, to wit: Ward number one, which includes all that portion of the city of Portland west of the Willamette river and north of the center line of Savier street, and a westerly prolongation of the center line of Savier street to its intersection with the center line of the Cornell road, and following the center line of said Cornell road to the west boundary of the city. Ward number two, which includes all that portion of said city bounded on the east by the Willamette river, on the north by the south line of said ward number one, on the west by the center line of the Cornell road, and on the south by the center line of Everett street. Ward number three, which includes all that portion of the city bounded on the north by ward number two and ward number one, on the east by the Willamette river, on the west by the west boundary line of said city, on the south by the center line of Washington street and the Barnes road, which is a continuation of said Washington street, to the west boundary of said city. Ward number four, which includes all that portion of the city bounded on the north by ward number three, on the east by the Willamette river, on the south by the center line of Main street, and following said center line of Main street to its intersection with the center line of Fourteenth street;

thence southerly on the center line of Fourteenth street to its intersection with the center line of Jefferson street; thence westerly on the center line of Jefferson street to its intersection with the center line of the public road known as the Canyon road; thence westerly along the center line of said Canyon road to its intersection with the west boundary of the city; thence following the west line of the city northerly to its intersection with the south line of ward number three. Ward number five, which includes all that portion of the city bounded on the north by ward number four, on the east by the Willamette river, on the west by the west boundary of the city, and on the south by the center line of Harrison street, and a continuation thereof to the point of its intersection with the center line of the public road leading to Portland Heights, being a continuation of Montgomery street; thence following the center line of said road, and the right hand branch thereof, to the point of its intersection with Jackson street on Portland Heights; and thence westerly on a prolongation of the center line of Jackson street to the western boundary of the city. Ward number six, which includes all that portion of the city bounded on the north by ward number five, on the east by the Willamette river, on the south by the center line of Hamilton avenue, and a westerly prolongation of said center line of Hamilton avenue to its intersection with the west boundary of the city, and on the west by the western boundary of the city. Ward number seven, which includes all that portion of said city situated west of the Willamette river and to the south of ward six. Ward number eight, which includes all that part of the city bounded on the south by the south boundary of the city, on the west by the Willamette river, on the north by the center line of Hawthorne avenue, and an easterly prolongation thereof, and on the east by the east boundary of the city. Ward number nine, which includes all that part of the city bounded on the west by the Willamette river, on the south by ward number eight, on the east by the east boundary of the city, and on the north by the center line of Halsey street, and an easterly prolongation thereof. Ward number ten, which includes all that part of the city bounded on the south by ward number nine, on the west by the Willamette river, on the north by the center line of Freemont street, and a westerly and an easterly prolongation thereof, and on the east by the east boundary line of the city. Ward number eleven, which includes all that part of the city east of the Willamette river and north of ward number ten. And the council, by ordinance, may create additional wards or change the boundaries of those herein established, and may change the number thereof.

Section 5. Each ward herein established, and any additional

ward that may hereafter be established, is entitled to elect one member of the common council.

Section 6. The members of the common council shall be elected for two years, and shall hold their offices until their successors are elected and qualified, except as otherwise herein provided.

Section 7. The mayor shall be elected for two years, and shall hold his office until his successor shall be elected and qualified. The present incumbent shall hold his term until the first day of July, 1894.

Section 8. There shall be elected, as hereinafter provided, a treasurer, auditor, attorney, municipal judge, street superintendent, and surveyor, who shall be officers of this municipal corporation. The treasurer, auditor, municipal judge, attorney, street superintendent, and surveyor shall be elected by the qualified voters of the city of Portland for two years, and shall hold their offices for the period of two years and until their successors are elected and qualified, except as otherwise in this act provided. The treasurer, auditor, attorney, municipal judge, street superintendent, and surveyor of the city of Portland in office at the time this act takes effect shall continue in and hold their respective offices until the first day of July next following the first election provided for by this act, except as otherwise in this act provided.

Section 9. No person is eligible to any office in the municipal corporation, except as otherwise herein provided, who at the time of his election or appointment is not a resident and voter of the city and entitled to the privileges of an elector according to the constitution and laws of the state of Oregon, and who has not resided in the city of Portland for seven years next preceding his election or appointment. This section shall not apply to the present incumbents during their present terms of office.

Section 10. In addition to the qualifications prescribed in section 9, a person to be eligible to the office of councilman must be a resident of the ward from which he is elected for a period of one year prior to his election.

CHAPTER III.

OF ELECTIONS.

Section 11. There shall be a general city election held in the city of Portland on the first Monday in June, 1893, and all persons elected to office as provided in this act at such election shall hold their office for the term of one year and until their successors are elected and qualified; and on the first Monday in June, 1894, there shall be held a general city election in the city of Portland, and on the first Monday in June biennially thereafter; and all persons

elected to office at such election shall hold office for the term of two years and until their successors are elected and qualified.

Section 12. The council shall designate one or more places in each ward for holding the election therein and appoint three judges and two clerks of election for each polling place and define the limits of voting precincts; *provided*, that in each election held in the city of Portland which shall occur on the same day as a general state election, the polling places for such city election shall be the polling places and voting precincts as designated by the county court of Multnomah county; and the judges and clerks appointed to conduct such general election by said county court shall be the judges and clerks for conducting said city election; and the names of the candidates nominated for the various city offices to be filled at such city election shall be printed upon the official ballot prepared by the clerk of the county court for such general election; and the votes cast at such election shall be counted and canvassed at the same time and in the same manner as the votes cast for state, county, precinct, and district officers are counted and canvassed; and the returns of such election, so far as the same pertains to city officers and the votes cast for the various candidates for city offices, shall be certified to the auditor of the city of Portland by the clerk of the county court of Multnomah county.

Section 13. The auditor, under direction of the council, shall give ten days' notice by publication in some daily newspaper published in the city of Portland of each general election, the officers to be elected thereat, and the place or places in each ward designated for holding the election therein, and the judges and clerks appointed to conduct the same, and of all matters to be voted upon.

Section 14. No person is qualified to vote at an election under this act who has not been a resident of the city for six months, of the ward or precinct in which he offers to vote for thirty days next preceding such election, and who does not possess the qualifications of a legal voter in the state.

Section 15. The mayor, treasurer, municipal judge, attorney, surveyor, auditor, and street superintendent shall each be elected by the qualified voters of the city, and councilmen by the qualified voters of the ward from which they are chosen, at the general city election next preceding the expiration of the term of the then incumbent of the office.

Section 16. All elections shall commence at 8 o'clock A. M. and continue until 6 o'clock of the same day without closing the polls. If any judge of election fails to attend and serve at the proper time, the voters of the election precinct then present may elect another in his place; and if any clerk of election fails to

attend and serve at the proper time, the judges of election may appoint another in his place.

Section 17. Judges and clerks of election must possess the qualifications of voters in the ward and precinct where they act as such, but a mistake or error in this respect, or failure to give the notice required by this act, shall not invalidate any election otherwise legal.

Section 18. On or before the second day after the election, if such election be not held and the result thereof canvassed with a general state election, the returns thereof from each ward must be filed with the auditor; and on the fourth day after the election, or sooner if the returns from all the wards are in, the auditor shall call to his assistance the clerk of the county court of Multnomah county and a justice of the peace resident in Portland, and they three shall then canvass the returns of the election.

Section 19. A written statement of the canvass shall be made and signed by the canvassers, or a majority of them, and filed with the auditor within the time appointed to complete the canvass, except where the result of the election is canvassed with the returns of a general election. Such writing must contain a statement of the whole number of votes cast at such election, and the number given for any person for any office, and the names of the persons elected, and to what office.

Section 20. Immediately after the completion of the canvass, or upon the result being certified to the auditor by the clerk of the county court, the auditor must make and sign a certificate of election for each person declared thereby to be elected, and deliver the same to him on demand.

Section 21. A certificate of election is primary evidence of the facts therein stated, but the council is the judge of the qualifications and election of the mayor and of its own members, and in case of a contest between two persons claiming to be elected thereto, must determine the same, subject, however, to the review of any court of competent jurisdiction.

Section 22. A contested election for any office other than that of mayor or councilman must be determined according to the law of the state regulating proceedings in contested elections in county offices.

Section 23. The term of office of every person elected to office under this act shall commence on the first day of July next after his election, and terminate accordingly, except as otherwise provided in this act, and by such time such person must qualify therefor by taking and filing the oath of office and giving such official undertaking for the faithful performance of his duties as may be

required, or he shall be deemed to have declined and the office considered vacant.

Section 24. All officers elected under this act, before entering upon the duties of his office, must take and file with the auditor an oath of office to the following effect: "I, A. B., do solemnly swear (or affirm) that I will support the constitution of the United States, and of the state of Oregon, and that I will to the best of my ability, faithfully perform the duties of the office of — during my continuance therein; so help me God." If the person affirms, instead of the last clause there must be added, "and this I promise under the pains and penalties of perjury."

Section 25. All the laws of this state regulating and governing general elections and proceedings and matters incidental thereto, shall apply to and govern elections under this act. All certificates of nomination of candidates for city offices to be filled by the electors at an election under this act, and all acceptances and withdrawals shall be filed with the auditor, and he shall keep a register of nominations for city offices in the manner required by the general laws of the state of Oregon to be kept by the county clerk; and in those years in which a general election for state or county officers is to be held under the laws of the state of Oregon, it shall be the duty of the auditor, not less than fifteen days before the time for holding such election, to prepare and certify and deliver to the clerk of the county court of Multnomah county, a list of the nominations, acceptances, and withdrawals so filed with him, whereupon it shall be the duty of said clerk to arrange in the manner provided by the general laws of the state of Oregon for the arrangement of such names and information, the names and information concerning all candidates for such city offices contained in the certificate of the auditor, and to certify and post the same, and to cause the same to be printed upon the colored or sample ballots and upon the white ballots to be used in the several polling places within the limits of the city of Portland, together with the names of the candidates for state and county offices, as required by law, printing on such ballots the names of the candidates for offices in the particular ward in which the ballots are to be used, and conforming to the general laws of the state of Oregon governing elections and the manner of printing ballots as nearly as may be; and in years when no such general election for state or county officers is to be held within the said county, the auditor, instead of certifying and delivering such list of nominations, acceptances, and withdrawals to the county clerk, shall arrange, certify, and post the same, and prepare and cause to be printed the ballots for the election, and do and perform all other things in that behalf which are required of the county clerk by the

general laws of the state of Oregon, and in such years the chief of police shall do and perform all such things and acts in and about the election and the preparation therefor, as are required of the sheriff of said county by the general laws regulating elections.

CHAPTER IV.

OF VACANCIES IN OFFICE.

Section 26. An office shall be deemed vacant upon the death or resignation of the incumbent, or upon such incumbent ceasing to possess the qualifications of an elector. The offices of mayor, city attorney, auditor, or treasurer shall be deemed vacant whenever the incumbent thereof shall be absent for a period of thirty days; *provided*, that the common council may grant to the mayor leave of absence not to exceed sixty days. The office of superintendent of streets and surveyor shall be deemed vacant whenever the incumbent thereof shall be absent from the city for a period of ten days; *provided*, that the council may grant said officers leave of absence for a period not exceeding thirty days. The office of councilman shall be deemed vacant whenever any incumbent thereof shall cease to be a resident of the ward which he represents, or shall fail to attend four consecutive regular meetings of the council, unless absent upon leave of the council first obtained; but a change of the boundaries of any ward shall not be deemed to change the residence of any councilman so as to create or cause a vacancy in such office.

Section 27. A vacancy in any office caused by failure of any person elected to qualify therefor as prescribed in this act, or made by or consequent upon the judgment of any court, or consequent upon any failure to elect or qualify, or in any of the cases specified in section 26, must be filled as follows:—

1. In the office of councilman, by the appointment of the council, to continue until the first day in July after the next general election; and if the term of such office does not then expire the remainder thereof shall be filled by election at such general election.

2. In the office of treasurer, municipal judge, auditor, attorney, street superintendent, or surveyor, by appointment by the mayor, to continue until the first day of July after the next general city election in said city, at which election a successor shall be elected for the remainder of the term.

3. In the office of Mayor, by appointment of the council, to continue until the first Monday in July after the next general city election, at which general election his successor shall be elected for the remainder of the term if the term does not then expire, otherwise for a full term.

Section 28. An officer appointed to fill a vacancy must, within five days from the date of such appointment, qualify therefor, as in the case of an officer elected, or shall be deemed to have declined, and the office be considered vacant.

CHAPTER V.

OF THE ORGANIZATION AND POWER OF THE COUNCIL.

Section 29. The council must provide for the time and place of its regular meetings, at any of which it may adjourn to the next succeeding regular meeting, or to some specified time prior thereto; and it may be convened by the mayor, or a majority of the members of the council at any time, upon not less than two days' notice by publication in some daily newspaper published in the city of Portland.

Section 30. A majority of the members of the council shall constitute a quorum to do business; but a less number may meet and adjourn from time to time, and compel the attendance of absent members.

Section 31. The council may adopt rules for the government of its members and its proceedings. It must keep a journal of its proceedings, and upon the call of any two of its members must cause the yeas and nays to be taken and entered in its journal upon any question before it; but upon a question to adjourn, the yeas and nays shall not be taken, unless upon the call of four members. Its deliberations and proceedings, and also of any committee appointed by the mayor or council, at any and all times must be public.

Section 32. The council may punish any member for disorderly or improper conduct at any meeting, or for refusing or neglecting to attend any regular meeting without sufficient excuse therefor, and may, by a two thirds vote, expel a member.

Section 33. On the first Wednesday of July next following any general city election there must be a regular meeting of the council, and such meeting is appointed by this act, and no notice thereof is necessary.

Section 34. A majority of the whole number constituting the council, as then provided by law, is a majority of the council or members thereof within the meaning of this act, and not otherwise, unless expressly so provided. The concurrence of a majority of a quorum is a sufficient majority to determine any question or matter other than the final passage of an ordinance, which shall require a majority of the members of the whole council.

Section 35. At the first regular meeting of the council in July

next following each general city election, or as soon thereafter as practicable, the council shall choose by ballot one of its members to preside over the council and perform the duties of mayor, in the absence of its mayor. He shall be designated as president of the council, and in the absence of the mayor from the city, or if he be from any cause unable to act, or in case of a vacancy in the office of mayor, said president of the council shall have and exercise the power and perform all the duties of the mayor.

Section 36. The council has power and authority within the city of Portland,—

1. To assess, levy, and collect taxes for general municipal purposes, not to exceed eight mills on the dollar, upon all property, both real and personal, which is taxable by law for state or county purposes.

2. To license, tax, and regulate brokers, wharfingers, auctioneers, drummers, hawkers, peddlers, pawnbrokers, places of public amusement or entertainment, including theaters, operas, exhibitions, shows and the like, hotel, tavern, and boarding-house keepers and runners, steamship and steamboat runners, junk dealers, dealers in second-hand articles or merchandise, the keeping of billiard tables, bowling alleys, and shooting galleries, and for the purpose of this act to define and declare what constitutes any of such professions, callings, employments, or places of amusement or entertainment.

3. To license, tax, and regulate livery or boarding stables, hacks, cabs, hackneys, carriages, wagons, carts, trucks, drays, or other vehicles used for the transportation of persons or passengers, or other goods, wares, or merchandise, earth, rock, ballast, building material, or other articles, within the limits of the city, either with or without hire, and to prescribe the rates to be charged for such transportation.

4. To license, tax, regulate, and restrain barkeepers, saloon-keepers, dealers in and manufacturers of spirituous, vinous, or malt liquors, barrooms, drinking shops, or places where spirituous, vinous, or malt liquors are kept for sale, or in any manner disposed of, and the sale and disposal thereof; all offensive and dangerous trades, employments, or businesses; and for the purpose of this act to define and declare who is a bartender, saloon-keeper, or dealer in spirituous, vinous, or malt liquors, and what is a barroom, drinking shop, or place where spirituous, vinous, or malt liquors are kept for sale or disposed of, and what are offensive or dangerous trades, employments, or businesses; but this subdivision does not empower the city of Portland to declare a trade, employment, or business offensive or dangerous contrary to the common understanding of the subject, nor to authorize any one to do any act or engage in any

business contrary to the law of the land; *provided*, that no license shall be granted by the city of Portland for the sale or disposal of spirituous, vinous, or malt liquors for a sum less than that fixed for a license of a like kind by the general laws of the state of Oregon; nor shall any provision of the law concerning the sales or disposition of any spirituous, vinous, or malt liquors in Multnomah county apply to the sale or disposition of the same in the city of Portland.

5. To prevent and suppress gaming and gambling-houses, or places where any game in which chance predominates is played for anything of value, and to punish any person who engages in such game, or keeps or frequents such house; to prevent and suppress bawdy houses or places where fornication is practiced, and to punish any keeper, inmate, or frequenter thereof; to prevent and suppress opium smoking and houses or places kept therefor, and to punish any keeper of such house or place, or person who smokes therein or frequents the same; to tax, regulate, license, prevent, prohibit the sale of cigarettes, cigars, tobacco, or either of them, to minors.

6. To make regulations to prevent the introduction of contagious diseases in the city, or to remove persons afflicted with such diseases therefrom to suitable hospitals provided by the city for that purposes; to secure the protection of persons and property therein, and to provide for the health, cleanliness, ornament, peace, and good order of the city; to regulate the plumbing and draining of buildings and the use of steam boilers and steam generators, and to provide for the registration of plumbers; to make effectual such regulations as the common council may deem it expedient to pass, by providing penalties for the breach of any of the provisions thereof; to make such sanitary regulations as to the common council may seem proper.

7. To prevent and punish trespassers upon real and personal property.

8. To provide for lighting the streets and furnishing the city with gas or other lights.

9. To define what shall constitute vagrancy, and provide for the support, restraint, punishment, and employment of vagrants and paupers; to prevent the sale, circulation, and disposition of obscene literature, including books, papers, prints, pictures, and the like, and to punish any person who sells or offers for sale, or who circulates or disposes of such literature, books, papers, prints, pictures, and the like, and to define and declare from time to time what, if any, literature, books, papers, prints, pictures, and the like are obscene within the purposes and province of this provision.

10. To prevent and remove nuisances, and to declare what shall

constitute the same, and to punish persons committing or suffering nuisances, and to provide the manner of their removal, and to make the cost of such removal a lien upon the property where such nuisance existed; and to fill up or drain any lots, blocks, or parcels of land where any stagnant water stands, and declare the same a nuisance, and to make the cost of filling up or draining the same a lien upon the property so filled or drained, which may be done and the cost thereof collected in the same manner as street improvements, or the work of filling up or draining such lots, blocks, or parcels of land shall be performed by the superintendent of streets, and the costs thereof shall be collected in the same manner as the costs of making street repairs is collected.

11. To define the fire limits, prohibit the erection or repair of wooden buildings within the fire limits, and to restrict and limit the height of buildings within the city; provide for and determine the number and size of places of entrance and exit from all theatres, public halls, places of amusement, churches, and other buildings used for public gatherings, and the modes of hanging doors thereat; and to regulate the plumbing and sewerage of all buildings within the city, and to require adequate fire escapes, apparatus, and appliances for the protection against fire to be provided in such buildings; and to prevent and prohibit the erection of dangerous and unsafe buildings, and to cause the removal or tearing down of the same wherever situated, and to purchase or build and operate a fireboat in the city of Portland.

12. To provide for the prevention and removal of obstructions from the streets, crosswalks, and sidewalks, and for the cleaning and repairing of the same, and to compel owners, lessees, agents, and occupants of lands abutting upon the streets to remove such obstructions, and clean and repair the said street, and to punish such persons for refusing so to do.

13. To provide for the prevention and removal of obstructions in the Willamette river within the limits of the city.

14. To define the duties of harbor master.

15. To regulate the building of wharves and the driving of piles in the Willamette and Columbia rivers within the limits of the city, and to establish a line beyond which wharves shall not be built nor piles driven.

16. To provide for the establishment of market-houses and places, and to regulate the location and management of market-houses and market-places; and to provide a standard of weights and measures, and authorize an inspection of weights and measures, and of food and fuel, and prevent and prohibit the sale of unhealthful and unwholesome food.

17. To purchase sites for and provide for the erection of city jails, houses of correction, workhouses, and any other public buildings, and for the government and management of the same, both within and without the limits of the city.

18. To regulate the storage and sale of gunpowder, dynamite, giant powder, nitro-glycerine, oil, or other combustible material, and prevent their manufacture in the city; and to prevent, by all possible and proper means, danger or risks of injury or damage by fire arising from carelessness, negligence, or otherwise.

19. To restrain and punish intoxication, fighting, and quarreling on the streets, and any disturbance or any unlawful or indecent practice, and to define what shall constitute the same.

20. To prohibit the carrying of dangerous weapons in a concealed manner.

21. To regulate and prohibit the use of guns, pistols, and firearms, firecrackers, bombs, and detonating works of all descriptions.

22. To prevent, restrain, punish, and disperse any riot or riotous assemblage, or any person taking part therein.

23. To license, tax, control, and regulate slaughter-houses, wash-houses, and laundries, and to provide for their exclusion from the city limits or any part thereof.

24. To prevent any and all domestic animals from running at large within the city limits, or any portion thereof, and to punish those persons who allow animals to so run at large; and to provide for the impounding of the same, and also to provide for the sale of such animals upon five days' notice.

25. To regulate the driving of stock through the streets, and prohibit and prevent cruelty to animals and children.

26. To compel all persons erecting or maintaining privies or cesspools within one hundred feet of any street in which a sewer has or may hereafter be constructed, to connect the same therewith; *provided*, that in cases where blocks are more than one hundred feet in width this authority shall extend to the center of the block.

27. To regulate the use of streets, roads, highways, and public places for foot passengers, animals, vehicles, cars, street railways, and locomotives; to regulate the transportation of gunpowder, dynamite, nitro-glycerine, and other combustibles through the streets of the city; to protect the public from injury by runaways by punishing persons who negligently have horses or carriages in the streets without fastenings; to prescribe the width of tires of all wagons, carriages, drays, trucks, carts, and other vehicles, and the weight to be carried thereby for the preservation of streets and highways.

28. To regulate the use of sidewalks and prevent the extension

of building fronts and house fronts within the street line, and may prohibit the building and use of barbed wire fences.

29. To regulate the opening of street surfaces, the laying of gas and water mains, the building and repairing of sewers, and the erection of electric, gas, and other lights.

30. To provide for surveying the blocks and streets of the city, and for making the boundary lines of such blocks and streets.

31. To build, construct, and regulate landings at the foot of streets terminating at the Willamette river; to permit, allow, and regulate the laying down of tracks for street cars and other railroads upon such street or streets as the council may designate; to regulate and prevent public criers and advertising notices, steam whistles, the ringing of bells, and playing of bands in the streets, and to control and limit traffic on the streets, avenues, and places; to regulate the use of the streets and sidewalks for the use of signs, signposts, hitching posts, awning posts, telegraph, telephone, and electric-light posts, and other purposes; to regulate and prohibit the exhibition and hanging of banners and placards or flags in or across the street or from houses or other buildings; to prohibit the exhibition of deformed or crippled persons, and to prohibit such and all persons from begging upon the streets or in public places; to establish from time to time such police stations as may be necessary; to regulate the numbering of houses and lots on the streets and avenues, and the naming of streets and avenues; to provide for the cleaning and sprinkling of the streets; to prohibit persons from roaming the streets at unreasonable hours.

32. To prevent the erection or moving of buildings within the city limits which shall be dangerous to the passer-by or to the adjacent property, or an obstruction to public travel; and in case any building on any public street shall become dangerous to passers-by, the council shall have power to cause the same to be removed or made safe at the expense of the property, upon five days' notice to the owner thereof or agent therefor, and to determine by resolution when the same is dangerous. Such expenses shall be made a lien upon the property, and shall be levied, assessed, and collected in the same manner as assessments for street improvements; and the council may regulate the time and manner of and prohibit the removal of buildings through the streets of the city, and may designate the character of buildings which may or may not be moved.

33. To allow, authorize, provide for, and regulate the erection, maintenance, and removal of telegraph, telephone, electric light, electric railway and other poles, wires, and cables, and the laying and use of underground conduits or subways for the same in, under, upon, or over the streets, alleys, or public parks and public grounds

of said city, and in, under, over, and upon any lands owned or under the control of said city, whether they be inside the limits of said city or not, and to require all such wires and cables to be laid in such conduits or subways when reasonably practicable; *provided*, that nothing herein shall be construed to impair any franchise heretofore granted by the cities of Portland, East Portland, Albina, or the county court of the county of Multnomah, or to interfere with vested rights.

34. To purchase, take, and hold real property when sold for a delinquent tax, or assessment levied or imposed under the authority of the city of Portland, and to sell the same.

35. To establish and regulate the fees and compensation of all officers in this municipal corporation, except when otherwise specially provided.

36. To provide for the punishment of a violation of any ordinance of the city by fine or imprisonment, not exceeding three hundred dollars, or ninety days, or both, or by forfeiture as penalty not exceeding three hundred dollars, and for working any person sentenced to such imprisonment upon the streets, parks, public squares, workhouse, or house of correction during the term thereof, and to provide for the punishment of any person sentenced to imprisonment who shall refuse to work when ordered.

37. To license, tax, and regulate, for the purposes of city revenue, all such business, callings, trades, and employments as the common council may require to be licensed, and as are not prohibited by the laws of the state.

38. To appropriate money to pay the debts, liabilities, and expenditures of the city, or any department thereof, or any part or item thereof.

39. To locate and construct any ditch, canal, or pipe for the conduct of water, and any drain, sewer, or culvert it may deem necessary or convenient, and for such purposes it shall have a right to enter upon any land between the termini of such ditch, canal, or pipe, or drain, sewer, or culvert for the purpose of examining, locating, and surveying the line of such ditch, canal, pipe, drain, sewer, or culvert, doing no unnecessary damage thereby, and to appropriate so much of said land as may be necessary for the construction of said ditch, canal, sewer, pipe, drain, or culvert in like manner as provided by the laws of this state for the appropriation of lands or right of way by corporations, and to appropriate and divert from its natural course or channel, for the purpose of drainage or flushing any drain, sewer, or culvert, any spring or streams of water, and compel the extension of gas, water, and sewer con-

nections from the main sewer or pipe to the curb line of the sidewalks of all public streets.

40. To exercise such power and authority as may be given to the council in this act.

Section 37. The power and authority given to the council by section 36 can only be enforced or exercised by ordinance, unless otherwise expressly provided, and a majority of the council may pass any ordinance or resolution not repugnant to the laws of the United States, or of this state, necessary or convenient for carrying into effect any power or authority granted by this charter.

Section 38. The style of every ordinance shall be: "The city of Portland does ordian as follows."

CHAPTER VI.

OF THE MAYOR: HIS POWERS AND DUTIES.

Section 39. The mayor is the chief executive of the municipal corporation, and must exercise a careful supervision over its general affairs and subordinate officers. It is his duty annually to communicate by message to the council a general statement of the condition and affairs of the municipal corporation, and to recommend the adoption of such measures as he may deem expedient and proper, and to make such special communications to the council from time to time as he may think proper and useful. He shall preside over the council when in session, and shall have authority to preserve order, enforce the rules of the council, and to determine the order of business subject to such rules, and to appeal to the council. He shall not be entitled to a vote except in case of a tie, when he shall have the casting vote. The mayor shall appoint police and fire commissioners as hereinafter provided. He must devote his entire time and attention to the duties of the office, and must have an office in some suitable place, and must give notice to the public where and when he can be found. The salary of the mayor shall be five thousand dollars per annum, payable monthly out of the general fund, in the same manner as other salaries are paid out of said fund; *provided*, this salary shall not apply to the present incumbent in the office of mayor during his present term of office. In addition to the other qualifications herein provided, to be eligible to the office of mayor a person must have been a resident of the city of Portland for a period of ten years next preceding his election or appointment to such office, and shall be at least twenty-five years of age. No person shall be eligible to or hold the office of mayor of the city of Portland for two successive terms.

Section 40. At any time after July 1, 1894, the mayor may call

together the heads of departments of the city for consultation and advise upon the affairs of the city, upon notice being served on the members thereof, and at such meetings he may call on the heads of departments for such reports as to the subject matters under their control and management as he may deem proper, which it shall be their duty to prepare and submit at once to the mayor. Record shall be kept of such meetings by the auditor, and rules and regulations shall be adopted thereat for the administration of the affairs of the city departments, not inconsistent with any law or ordinance, which regulations shall prescribe a common and systematic method of ascertaining the comparative fitness of applicants for office, position, and promotion, and of selecting, appointing, and promoting those found to be the best fitted without regard to their political opinions or services. The mayor shall, as often as he may think proper, appoint one or more competent persons to examine, without notice, the accounts of any city department, trust officer, or employé, and the money, securities, and property belonging to the city in the possession or charge of such department, trustees, officer, or employé, and report the result of such investigation in writing, the expense thereof to be paid out of the general fund, as other claims against the city are paid.

Section 41. The mayor shall take and approve all official undertaking which this charter or the ordinances of this city may require any officer to give as security for the faithful performance of his duty, or any undertaking which may be required of any contractor for the faithful performance of his contract; and when he approves such undertaking, he must immediately file the same with the auditor, excepting the undertaking of the auditor, of which he shall be the custodian.

Section 42. He shall perform such other duties and exercise such other authority as may be prescribed by this act, any city ordinance, or any law of the United States or this state. The mayor shall have the power and may appoint, if he deems it advisable for the best interests of the city, a suitable person to fill one of each of the following offices, who shall hold office during the pleasure of the mayor, to wit: Building inspector, plumbing inspector, inspector of steam boilers and generators, harbor master, health officer, superintendent of street cleaning and sprinkling; and it is the duty of the common council and they shall have power to provide by ordinance the duties to be performed by the person holding any of the above-named offices, and to provide a salary for each, and for the time and manner of paying the same.

Section 43. No resolution or contract requiring the payment of money, nor any ordinance shall go into force or be of any effect

until approved by the mayor, except as provided in sections 45 and 46.

Section 44. Upon the passage of any resolution requiring the payment of money, or of any ordinance, the enrolled copy thereof, attested by the auditor, shall be submitted to the mayor by the auditor, and if the mayor approves the same he shall write upon it "Approved," with the date thereof, and sign it with the name of his office, and thereupon, unless otherwise provided therein, such ordinance shall become a law and be of force and effect and the resolution made effectual.

Section 45. If the mayor do not approve such resolution or an ordinance so submitted, he must, within ten days from the receipt thereof, return the same to the auditor with his reasons for not approving it, and if the mayor do not so return it such ordinance shall become a law as if he had approved it.

Section 46. Upon the first meeting of the council after the return of such resolution or an ordinance from the mayor not approved, the auditor shall deliver the same to the council with the message of the mayor, which must be read, when being put upon its passage again; if two thirds of all the members constituting the council, as then provided by law, vote in the affirmative, it shall become a law without the approval of the mayor, and not otherwise.

CHAPTER VII.

OF THE POWERS AND DUTIES OF OFFICERS OF THE CORPORATION.

Section 47. The treasurer is receiver of taxes, and must receive and keep all moneys that shall come to the city, by taxation or otherwise, and pay out the same upon the warrant of the mayor, attested by the auditor, and shall receive a salary of three thousand dollars per annum, in quarterly payments; and shall have power to appoint one or more deputies, who shall receive such compensation as the council may provide. The present incumbent in the office of treasurer shall hold his office until July 1, 1894. Upon warrants drawing interest he shall compute such interest and pay that also, together with the principal.

Section 48. The treasurer must keep an account with the general fund, and a separate account with each special fund that may be raised for any specific object, and when a warrant is drawn on any particular fund it can only be paid out of such fund.

Section 49. The treasurer must make a report of the receipts and expenditures for the quarters ending the last day of March, June, September, and December, and file the same with the auditor within five days from the expiration of such quarters respectively,

which reports must be published by the auditor as may be prescribed by ordinance.

Section 50. The auditor is the accounting and clerical officer of the city and clerk of the council, and his name of office, whether acting as auditor or clerk of the council, shall be "auditor of the city of Portland." All demands and accounts against the city shall be presented to the auditor, with the necessary evidence in support thereof, and he shall audit the same and report them to the council with all convenient speed, together with any suggestions or explanation which he may deem proper and pertinent. The auditor shall draw warrants on the treasurer for all demands or accounts ordered paid by the council. Such warrants must be drawn on the special or general fund appropriated therefor, and be signed by the mayor and attested by the auditor.

Section 51. He must issue all licenses authorized by the city ordinances upon the delivery to him of the receipt of the treasurer for the amount of money required for such license. He shall, under the direction of the council, keep a fair and correct journal of its proceedings, and file and keep all papers, books and maps connected with the business of the council, and shall make certified copies of such papers or maps or transcripts of any records kept in his office, when so required, upon the payment of his fees therefor, the fees for which shall be the same as the fees charged by the county clerk of Multnomah county for like services; *provided*, no charges shall be made for any copies, transcripts, or certificates required or demanded by said city.

Section 52. He may have one or more deputies, to be appointed by him in writing, and to continue during his pleasure. Such deputy or deputies shall have power to do and perform any act or duty required by the auditor, and to certify acknowledgments, and he shall be responsible for their conduct. The number of such deputies and their compensation to be determined by the council.

Section 53. The auditor and each of his deputies is authorized to administer any oath or certify any acknowledgment authorized or required to be taken by any law of this state or city ordinance. He must keep proper books of accounts, showing therein all sums appropriated, the date thereof and out of what fund, the date and amount of all warrants drawn thereon, and to whom payable, and all such matters and things as may be prescribed by ordinance or be proper and necessary to a correct understanding of the city finances.

Section 54. The auditor shall make semi-annual statements to the common council, or at such other times as may be required by the council, showing receipts and disbursements, and the state of each particular fund.

Section 55. When all the departments and boards have made and filed with the auditor an estimate of the expense of such department for the ensuing year the council shall by ordinance estimate and declare the necessary amount of money to be raised by general taxes, and shall levy the necessary tax therefor, which shall be certified by the auditor to the clerk of the county court of Multnomah county, who shall extend the said tax in an appropriate column upon the county tax roll, and the same shall be collected by the officer collecting the county tax, and shall be by him turned over to the city treasurer within ten days after the time limited by ordinance for collecting the same; *provided*, that the tax levy as certified up to the county clerk shall be in one sum and shall be entered in a column headed "City of Portland Tax"; *provided*, that the said county tax collector shall not receive more than one-quarter of one per cent of the taxes so collected for such services, and if the county pays him a salary and he is not allowed any fees for collecting taxes then he shall receive no compensation other than that paid him by said county.

Section 56. The city attorney must attend to all actions, suits, or proceedings in which the city is legally interested, and attend to the prosecution of all persons charged with violation of a city ordinance; he shall prepare for execution all contracts, bonds, or other instruments to which the city is a party; he shall give his advice and opinion in writing concerning any matter in which the city is interested when required by the mayor, board of fire or police commissioners, water committee, water commission, or council, new city hall commissioners, or any committee of the council, and shall receive a salary of three thousand dollars per annum, payable quarterly out of the city treasury; he may have one or more deputies, to be appointed by him in writing, and to continue during his pleasure, the number and compensation of such deputies to be fixed by the common council.

Section 57. The superintendent of streets shall have an office at some convenient place, to be designated by the common council, which shall be kept open for business on all ordinary business days. He shall keep himself informed of the condition of all public streets, squares, parks, grounds, highways, bridges, sewers, and street lamps, and all plans and specifications for the construction, improvement, or repairs thereof shall be made by him or under his supervision. He shall have supervision of all surveys of streets, squares, and parks, and all construction, improvements, and repairs herein specified, whether such work be done by contract or otherwise. He shall see that the provisions of all contracts, ordinances, and regulations relating to the construction, improvement, and

repair of streets and property herein designated and strictly complied with, and no claim for work as herein specified shall be allowed or paid out of the city treasury without the certificate of the superintendent that said work has been done to his satisfaction; *provided*, that any contractor feeling himself aggrieved by the determination of the superintendent of streets, may appeal to the common council, and if upon such appeal it be determined that such work was done well and faithfully according to contract, they may accept said work, and direct by ordinance that the same be paid for. The street superintendent shall keep proper records of all matters relating to the business of his office, and report to the common council from time to time such suggestions and recommendations as to matters connected with his department as he may deem expedient, and perform such other duties as may be required of him by ordinance. He may appoint one or more deputies, who shall have all the power and perform any or all the duties of the superintendent under his direction, except the acceptance or approval of work done, the number of deputies and their compensation to be fixed by the common council.

Section 58. The surveyor shall make all surveys, plans, and estimates of city work which may be required of him by the superintendent of streets or by the common council, and shall perform such other duties as may be prescribed by ordinance. He may have one or more deputies, to be appointed by him in writing, to remain during his pleasure, and who shall have all the power and perform any or all the duties of the surveyor; the number and compensation to be fixed by the common council.

Section 59. Any duty not inconsistent with this act may be required by ordinance of any officer mentioned in this chapter.

Section 60. The official books and papers of all the officers mentioned in this act are city property, and must be kept as such by such officers during their continuance in office, and then delivered to their successors; and such books may be inspected at any time by any member of the council, or by the mayor, or by the public.

CHAPTER VIII.

MUNICIPAL COURT.

Section 61. There be and is hereby created a municipal court for the city of Portland, which shall be known and described as the municipal court for the city of Portland, which shall be a court of record having a seal.

Section 62. Said municipal court shall have jurisdiction of all crimes defined by ordinances of the city of Portland, and of all

actions brought to enforce or recover any forfeiture or penalty declared or given by any such ordinance, and shall likewise have the jurisdiction and authority of a justice of the peace and committing magistrate within the limits of the city of Portland in criminal matters, and shall be subject to all the general laws of the state prescribing the duties of a justice of the peace and the mode of performing them, except as herein otherwise provided. The powers, duties, and jurisdiction herein conferred upon such municipal court may be exercised by the judge thereof, who shall likewise adopt a seal for the court.

Section 63. The judge of the court is authorized and empowered to appoint a clerk of the same, who shall hold his office during the pleasure of the judge, and until his successor is appointed and qualified. The clerk of the court shall receive a salary of one hundred and twenty-five dollars per month, payable out of the city treasury. He may appoint his own deputies, whose compensation shall be paid by himself, except that the mayor and common council by general ordinance may provide for compensation for such deputies as may be appointed. The clerk, by himself or deputies, shall have power, and it shall be his duty, to take oaths and affidavits; to file, keep, and preserve the records and files of the court; to receive for and in behalf of the court or the judge thereof, and subject to the directions of the presiding judge, money deposited for bail, all fines and costs imposed by the court or judge thereof; to keep the seal of the court, and affix it to any process, transcript, certificate, or other paper, as required by law, and to perform such other duties as may be required of him by the presiding judge. He shall execute a bond in such sum as the court or judge may order, to be approved by the judge of the court, conditioned for the faithful performance of his duties, which shall run to the city of Portland and to whomsoever it may concern, and such bond shall be filed, with the approval of the judge thereon endorsed, with the city auditor.

Section 64. There shall be kept as the records of the municipal court, the same general nature and character of records and books as are required to be kept for the circuit courts of the state, and such other convenient books or records as the judge of the court may from time to time require to be kept. The records so kept shall be public records, subject to examination and inspection as other public records.

Section 65. All proceedings before the court or judge thereof, including all proceedings for the violation of any city ordinance, are governed and regulated by the general laws of the state applicable to the justice of the peace or justice courts in like or similar

cases, except as in this act otherwise provided; but in a proceeding for the violation of a city ordinance, the trial shall be before the judge and without a jury, unless the defendant, on demanding a jury, shall deposit in court a sum sufficient to pay the per diem of such a jury for one day. The jurors summoned or serving in said court shall be paid the same per diem and mileage as is required to be paid to jurors serving in justices' courts, the same to be paid out of the city treasury; the clerk of the court, on direction thereto by the judge, to issue certificates of the amount due for said service, the same to be presented to the city auditor, and warrants therefor drawn upon the city treasurer in the manner provided by the common council.

Section 66. All fines, costs, fees, and expenses taxed against or received from any defendant in a criminal proceeding before the court or judge thereof, either for the violation of a city ordinance, or a law of the state, shall, when received or collected, be paid by said judge to the city treasurer, who shall give him duplicate receipts therefor, one of which shall be filed with the auditor, and all fines imposed by the court or judge and penalties recovered before either for a violation of a city ordinance or a law of the state, shall, when received or collected, be disposed of by him in like manner; and said judge shall not be entitled to have or receive any other or greater compensation for anything by him done or performed, or by virtue of this act, than the salary provided in this act.

Section 67. When the service generally performed by justices of the peace shall be performed by the court or judge, there must be taxed and collected the fees and compensation as is elsewhere provided in this act, and all such fees and compensation shall be paid over to the city treasurer, as is elsewhere provided in this act.

Section 68. The police judge in office when this act goes into effect shall be the judge of the court, and he shall hold his office until the first day of July, 1894, and until his successor is elected and qualified.

Section 69. The term of office of the judge of the court shall be for two years, and until his successor is elected and qualified. He shall receive a salary of three thousand dollars per year, payable quarterly, out of the city treasury, and the same shall be a full and complete compensation for all services performed by him.

Section 70. In case of illness, or temporary absence of the judge of the court, the mayor may designate any person having the qualifications of a judge of the court to preside thereover. He shall forthwith take the oath of office and perform the duties of the judge of the court during the temporary absence or disability of the judge

thereof. He shall receive the same salary as the judge, to be deducted from the salary of that officer.

Section 71. The qualifications for a judge of the municipal court shall be: He shall possess the qualifications of a voter of the city, and shall be an attorney of the degree of an attorney of the supreme court of the state. He shall qualify on or before the first day in July succeeding his election. No person shall be eligible to election or appointment to the office of municipal judge who has not resided in the city of Portland for five years.

Section 72. It shall be the duty of the city attorney, in person or by deputy, to prosecute without charge other than the salary paid him as city attorney, or deputy, all causes brought before the court, for any violation of the ordinances of the city, and he shall have control thereof.

Section 73. All criminal causes which may have been begun and be pending at the time this act goes into effect, shall be heard and determined by the municipal court created by this act, substantially, as far as the same may be heard and determined, in accordance with the provisions of this act.

Section 74. Appeals shall be allowed from all final judgments and convictions rendered in the municipal court by the court or judge thereof in such cases, and in such manner as is provided by law for appeals from the judgments of justices' courts and the judgments of the police judge of the city of Portland.

POLICE FORCE.

Section 75. The police force of the city of Portland shall be appointed and organized by three police commissioners, who shall be styled the board of police commissioners of the city of Portland, and who shall exercise the powers, duties, and authority hereinafter enumerated. The police commissioners now in office shall hold their respective offices until their successors are appointed and qualified. On the first Monday in July, 1894, the mayor of the city of Portland shall appoint three police commissioners, who shall hold their offices during the pleasure of the mayor, and any member of said commission may be removed at any time at the pleasure of the mayor; and in case of a vacancy occurring in said board from any cause, the mayor shall immediately appoint a commissioner to fill such vacancy, the commissioner so appointed to serve for the remainder of the unexpired term, or until his successor is appointed and qualified. The police commissioners shall be residents of the city of Portland seven years prior to their appointment, and shall be voters and taxpayers of said city of Portland. The commissioners shall take the oath of office required of other

city officers and enter upon the discharge of their duties immediately. The board of police commissioners shall hold their stated meetings at such times as they shall fix upon by vote, at a room to be provided for them by the common council, and they shall keep a record of all their proceedings. They shall elect one of their number president. Special meetings of the board may be called by the president by giving notice to the other members of the time and object thereof. The board may appoint some suitable person to act as secretary of the board of police commissioners, who shall keep a record of its proceedings and shall have the custody of the books, records, and proceedings of said board, and shall perform such other duties as may be assigned him by the board. Such secretary shall receive a salary of one hundred dollars per month, to be fixed by the board. Such secretary shall, before entering upon his duties, take the oath required of other city officers; and said secretary is authorized to administer any oath authorized or required to be taken by any law of the state of Oregon; and said board of police commissioners shall adopt a seal for the use of said board. The board of police commissioners has power, and it is their duty, within the said city of Portland, to organize, govern and conduct a police force within the limits aforesaid, and to that end may,—

1. Appoint a chief, one or more captains of police, detectives, clerks, and a suitable force of regular policemen.

2. Remove or suspend any member of the police, including the chief or captains, for any cause which they may deem sufficient, to be stated in the order of removal or suspension.

3. Make all necessary or convenient rules or regulations for the organization and conduct of said police force; for the care and management of the city prison; for receiving and hearing of complaints against any member of said force; for the removal or suspension of any member of said force, and for the forfeiture of all or any portion of the wages that may be due any member of such force on account of misconduct or negligence in the discharge of his duties.

4. The common council of said city by ordinance may, however, provide for the working of prisoners and for the punishment of prisoners who shall refuse to work. The board of police commissioners are authorized to adopt rules and regulations, not inconsistent with the city charter, for the management, control, and organization of the police force.

Section 76. The board of police commissioners shall receive no salary or compensation for their services. A majority of said board shall constitute a quorum for the transaction of any business. The

board of police commissioners have power, and may from time to time fix and determine the salaries to be paid the chief of police, the captains of police, detectives, clerks, and policemen; but such salaries shall not exceed the amount limited in section 77, and they shall audit and allow all necessary expenses of running and conducting the police department. The board shall, on the first day of January of each year, report to the common council the estimated amount of salaries, and any other necessary expenses of the police department for the ensuing year, and the common council must make appropriations to meet the expenses of the police department, and pay the same monthly, as other accounts are paid out of the city treasury. The common council shall pay no claim which has not been allowed by the board of police commissioners, and the evidence thereof shall be that each claim must be endorsed "Approved and allowed," and signed by the president of the board.

Section 77. The salary of the chief of police shall not exceed the sum of two hundred and fifty dollars per month, and he shall not receive any other fees or compensation whatever. The salary of captain of police shall not exceed one hundred and twenty-five dollars per month each, detectives one hundred dollars per month, and the salaries of policemen shall not exceed ninety dollars per month each.

Section 78. The chief of police is a peace officer, and must execute all processes issued by the police judge, or directed to him by any magistrate of this state in criminal matters. He may make arrests for breach of peace or commission of crime within the limits of the city, with or without a warrant, as peace officers do under the laws of this state. He must exercise a vigilant control over the peace and quiet of the city. He shall keep a watchful care to prevent fires, and exercise like care over all property of the city, and report to the proper authorities all waste water, stoppage of sewers, and all damages to any city property. He is the keeper of the city prison or house of correction. He must collect all delinquent taxes and assessments when required by warrant, and pay the same to the city treasurer monthly. He must attend regularly upon the sittings of the police court and the meetings of the common council. He shall exercise such additional powers as may be conferred upon him by the ordinances of said city to enable him to carry out the object and purpose of this act.

Section 79. The captains of the police, detectives, and policemen shall possess the same power and authority as the chief of police, except as herein provided.

Section 80. The chief of police shall have control over captains, detectives, clerks, and all policemen when they are upon duty, and

shall see that the city ordinances, and the rules, orders, and regulations for the government of the police force are observed and enforced. He may suspend any captain or policeman for negligence or violation of any duty until the first regular meeting of the board of police commissioners following such suspension.

Section 81. The chief of police, when acting under or enforcing any law or statute other than a city ordinance, is entitled to collect and receive the same fees and compensation as are allowed to a constable for like services, and he shall pay the same over to the city treasurer, as provided in the case of fees received by the police judge; *provided*, no fees shall be taxed against Multnomah county for services rendered by either chief of police or police judge. The chief of police shall keep in his office a book of arrests, in which shall be entered by him, or under his direction, the name of every person arrested, the cause of such arrest, by whom arrested, and the date thereof.

Section 82. The chief of police and his sureties shall be responsible to the city or any person aggrieved the same as sheriffs and their sureties are now. Before entering upon the duties of his office he shall file a bond in such sum as the council may fix by ordinance, for not less than ten thousand dollars nor more than fifty thousand dollars, which bond shall be approved by the mayor, and subscribe and take an oath that he will faithfully perform the duties of chief of police and tax collector during his continuance in office, and will account for and pay over all moneys that may come into his hands as tax collector. He shall receive such fees for the collection of taxes as the council may provide, not to exceed those of sheriff, which must be paid by him into the city treasury. Every regular policeman shall before entering upon his duties take and subscribe an oath that he will faithfully perform his duties for which he is appointed. And no person shall be eligible to any subordinate position on the police force who has not resided in the city of Portland three years prior to an appointment on said force.

CHAPTER IX.

OF THE OPENING, LAYING OUT, AND WIDENING STREETS AND ALLEYS.

Section 83. The common council of the city of Portland has power and authority within the city, whenever it deems it expedient, to open, lay out, establish, and widen streets and alleys and footways, and to appropriate private property for that purpose, and condemn private property for public purposes.

Section 84. Whenever the council shall deem it expedient to lay out and establish or widen a street or alley, it shall direct the

city surveyor to survey such new street or alley, or such widened street or alley, as the case may be, and to mark the boundaries thereof, and to make a plat of the survey of such street or alley, and a written report containing a full and perfect description of such street or alley, and the boundaries thereof, and of the portion of each lot, tract, or part of either to be appropriated for such street or alley, which report, when so made, if satisfactory to the council, shall be adopted by an ordinance embodying such report. The city surveyor shall make such survey, plat, and report, and file such plat and report with the auditor within twenty days from the time the same is ordered, unless the council grant further time.

Section 85. Thereafter, within sixty days from the adoption of such report, the council shall appoint three disinterested freeholders of the city of Portland, no kin to any owner or person interested in any property to be appropriated, possessing the qualifications of jurors of the circuit court of Multnomah county, to view such proposed street and make an assessment of damages and benefits, as provided in the next following section of this act; and shall assign a day and a place for them to meet, and shall cause a notice to be given by publication for ten days in some daily newspaper published in the city of Portland of the appointment of such viewers, with their names and the time and place appointed for them to meet, and specifying with convenient certainty the boundaries and termini of the proposed street or alley to be laid out, established, or widened, as the case may be, and the boundaries and description of the private property to be appropriated for such purpose; and the auditor shall send by mail, postpaid, a copy of such notice to each of the property owners whose property is proposed to be appropriated, or to the agent of such owner, when such owner or agent, as such, and the postoffice address of either is known to him, and if such postoffice address be not known, then directed to such owner at Portland, Oregon.

Section 86. The auditor of the city shall immediately, and at least five days before the day assigned for such meeting, cause such viewers to be notified of their appointment, and of the time and place for such meeting, and such viewers shall meet at the time and place designated, and take an oath faithfully to discharge the duties assigned them, and shall then, on any other day to which they may adjourn, not exceeding one week, proceed to view the proposed street or alley, and to assess and determine how much less valuable, if any, any lands, tenements, hereditaments, or premises, or any part thereof, through or over which, or any part of which such street or alley is to be laid out, established, or widened, will be rendered by the laying out, establishing, or widening of such street or

alley; and if several parties have different estates or interests in any lots or parts thereof, or any improvements thereon, the damages which each of such persons will respectively sustain, according to the rules of law in suits of partition, and shall also make a just and equitable estimate and assessment of the value of the benefits and advantages of such street or alley so to be laid out, established, or widened, as the case may be, to the respective owners, lessees, and other persons interested in any lands, tenements, hereditaments, and premises, any part of which is required for the opening, laying out, establishing, or widening of any such street or alley in excess of the damage which any owner, lessee, or other person interested will sustain by reason of the opening, laying out, establishing, or widening of any such street or alley, and of the value of the benefit and advantage of such street or alley to the respective owners, lessees, or other persons interested in any lands, tenements, hereditaments, and premises along the line of said street or streets to be opened, laid out, widened, established, or extended, or any street or streets connecting therewith and running in the same general direction not required for purpose of opening, laying out, establishing, or widening any such street or alley, but fronting or to front thereon, or being at and within half the distance of the next street or alley thereto, on each side thereof; *provided*, the distance to which said assessment shall extend shall not exceed two hundred and fifty feet from the boundary line of the street or alley so to be opened, laid out, established, or widened, and which the said viewers shall deem to be benefited by such street or alley in respect to the respective estate and interest of said owners, lessees, and other persons respectively so interested in any lands, tenements, hereditaments, and premises, and shall thereupon at their earliest convenience report such assessment to the council. If such report shall appear to the council to be in all respects reasonable and just, the council may by ordinance adopt such report, and thereafter the excess of the respective sums of benefits over damages so assessed by the said viewers upon the owners, lessees, or other parties in interest in the lands, tenements, and premises deemed by the said viewers to be benefited by the opening, laying out, or widening of any street or alley under the provisions of this act shall, when docketed, as in this section below provided, be a lien or charge upon the estate and interest of the respective owners, lessees, and parties interested in such lands, tenements, and premises for and on account of which the respective sums shall be assessed by the said viewers upon the said respective owners, lessees, or other parties interested therein, and shall, as soon as the appropriation mentioned in section 85 of this act shall have been made, be entered on the docket of city

liens in like manner as assessments for street improvements in said city of Portland; and the said owners, lessees, and other persons interested as aforesaid shall, moreover, be respectively and severally liable to pay such excess, and in case no appeal or other proceedings in court be taken as to any such assessment of benefits or damages, the said excess so assessed shall be paid to the treasurer of the city of Portland within ten days from the time of entering the same on the docket of city liens, or the same shall be deemed delinquent; and thereupon, whenever the council so order, shall be collected in like manner as provided for the collection of other delinquent assessments by this act. All moneys arising from such assessment of benefits shall be kept in a separate fund, and be applicable to the satisfaction of the excess of damages over benefits assessed to the owners and other persons interested in property taken or damaged in excess of benefits for the purpose of laying out, establishing, or widening the streets or alleys in the manner in which such benefits are assessed.

Section 87. If it shall appear to the council that the damages assessed are unreasonable, or that the benefits assessed are insufficient in any respect, the council may set aside such report and order another view under the same regulations as provided in case of the first view. The viewers shall receive as compensation for their services the same fees as referees in courts of record, to be paid by the city.

Section 88. If no further view be ordered, the council shall, at the expiration of the time hereinafter limited for appeal, if no appeal be taken, or immediately after judgment is rendered, if an appeal be taken, make an appropriation for the amount of damage, or damages and costs, as the case may be, assessed by such viewers or by the jury on appeal against the city, and shall order warrants drawn on the treasury, payable out of a fund to be provided for that purpose, for the amount of damage, or damages and costs, assessed to the owner or owners, or other parties interested in each lot or part thereof, or of the improvements thereon, in favor of the owners, or other persons in interest, and as soon thereafter as the full amount of such appropriation shall be in the city treasury subject to such warrants, and the warrants therefor drawn ready for delivery to the parties entitled to the same, such property shall be deemed appropriated for the purpose of such street or alley, and not otherwise; *provided*, that no process of any court shall issue to compel any appropriation for damages or the issuing of warrants for the same. And that unless such appropriation shall be so made, and said warrants so drawn and ready for delivery, and the full amount of such appropriation shall be in the city treasury, subject

to the payment of such warrants within six months after the termination of the time limited for appeal or the rendition of judgment or decree on appeal, and within one year from the time of the adoption of the report of the viewers or within three months after the passage of this act, all acts and proceedings under such survey and view shall be null and void.

Section 89. The owner or owners of any lot or part thereof sought to be appropriated as aforesaid, or of the improvements thereon, or any person having an interest therein, or any person against whom an assessment of benefits has been made, may appeal to the circuit court of the state of Oregon for the county of Multnomah from such report and assessment of damages and benefits. Any number of persons may join in such appeal; and the only questions to be determined by such appeal shall be the questions of the excess of damages over benefits and the excess of benefits over damages suffered and received by each person joining in such appeal.

Section 90. An appeal shall be taken by serving a notice of appeal upon the mayor, auditor, or attorney of the city, and filing an undertaking, with one or more sureties, who shall justify in the same manner as bail upon arrest in a civil action, conditioned that the appellant will pay all costs and disbursements that may be awarded against them on appeal, not exceeding three hundred dollars, together with the proof of service of such notice, in the office of the clerk of the circuit court within twenty days from the adoption of the report of the viewers of the council.

Section 91. Such appeal shall be conducted and be heard and determined and the judgment thereon enforced, so far as practicable, in the same manner as an action at law. The jury shall view the proposed street or alley, the property to be appropriated, and the property against which benefits are assessed; and the proof of damages and benefit may be introduced by the city and the appellants. The city shall be considered the plaintiff. The jury shall assess and determine by their verdict how much less valuable, if any, each lot or part thereof, with the improvements, may be rendered by the laying out, establishing, or widening such street or alley; and in case of persons having different estate and separate interests in any lot or part thereof, or the improvements thereon, shall apportion the same between them, and shall also assess them, and shall also assess and determine the value of the benefit and advantages in any such street or alley so to be opened, laid out, established, or widened, as the case may be, to the respective owners, lessees, and other persons interested in any lands, tenements, hereditaments, and premises, and any part of which is required for the opening,

laying out, establishing, or widening of such street or alley in excess of the damages which any such owner, lessee, or other person interested will sustain by reason of the opening, laying out, establishing, or widening any such street or alley, and assess and determine the value of the benefit and advantages of such street or alley to the respective owners, lessees, or other persons interested in any lands, tenements, hereditaments, and premises along the line of such street or alley to be opened, laid out, widened, established, or extended, or any street or streets or alley connecting therewith and running in the same general direction, not required for the purpose of opening, laying out, establishing, or widening any such street or alley, but fronting or to front thereon, or being at and within half the distance of the next street or alley thereto, and also within two hundred and fifty feet of the boundary of the street or alley to be laid out, established, or widened on each side thereof, and which the jury shall deem to be benefited by such street or alley in respect to the respective estate and interest of said owners, lessees, and other persons respectively interested in any lands, tenements, and premises; but the issues, testimony, and verdict upon such appeal shall be confined to the parties appealing, and the jury shall not reassess any damages or benefits unappealed from. The verdict of the jury shall be a final and conclusive determination of the matter of such assessment. On an appeal from the report and assessment of damages and benefits, the fact that one called as juror is a taxpayer within the city of Portland, shall not disqualify him from sitting as such juror.

Section 92. If the appellant, or any of them, fail to recover greater damages, or to secure a more favorable assessment of benefits, as the case may be, than were assessed by the viewers, judgment shall be rendered against each of them and their sureties on appeal bond for their proportion of the costs of such appeal, to be paid *pro rata*, according to the amount of damages and benefits assessed; and in all cases against the appellants appealing from an assessment of benefits assessed for the amount of benefits assessed by the jury against them and the city for the damages assessed to the owner or other person interested in any land, tenements, and premises, and for the costs of such appeal that are not adjudged against the appellant.

Section 93. The same fees and costs shall be taxed and paid upon such appeal as are allowed in other actions.

Section 94. The power and authority granted to the council by this act is granted to the municipal corporation of the city of Portland, to be exercised according to the provisions of the act creating such corporation, unless otherwise specially provided therein. The

power to approve and adopt the survey of any street or any alley, or to appropriate money as herein granted, must be exercised by ordinance, and not otherwise.

Section 95. The council may provide by ordinance any regulations as to the manner of opening, laying out, establishing, and widening streets and alleys not in conflict with this act, and may provide by ordinance anything convenient and necessary for the effectual carrying out of the spirit and intention of this act.

Section 96. In all actions, suits, and proceedings concerning the opening, laying out, establishing, or widening of any street or alley, under the provisions of this act, all the proceedings had for that purpose shall be presumed to have been regularly and legally taken until the contrary is shown.

CHAPTER X.

OF STREETS: THEIR GRADE AND IMPROVEMENT.

Section 97. The council has power and is authorized, whenever it deems expedient, to establish or alter the grade, and to improve any street or part thereof, or any alley or foot way, now or hereafter laid out or established within the corporate limits of the city. The power and authority to improve a street includes the power and authority to improve the sidewalks and pavements, and to determine and provide for everything convenient and necessary concerning such improvements.

Section 98. No grade or improvement mentioned in section 97 can be undertaken or made without ten days' notice thereof first being given in some daily newspaper published in the city of Portland; but no such notice shall be given until the owners of one third of the property affected by such improvement shall petition for the same.

Section 99. Such notice must be given by the auditor, by order of the council, and must specify with convenient certainty the street or part thereof proposed to be improved, or of which the grade is proposed to be established or altered, and the kind of improvement which is proposed to be made.

Section 100. Within ten days from the final publication of such notice, the owners of more than one half of the property adjacent to such street or part thereof, as the case may be, may make and file with the auditor a written remonstrance against the proposed improvement, grade, or alteration thereof, and thereupon the same shall not be then further proceeded in or made. And any improvement so defeated by remonstrance shall not be again proposed for six months, except on petition of two thirds of the property to be affected thereby.

Section 101. If no such remonstrance be so made and filed, the council, at its earliest convenience thereafter, and within six months from the final publication of such notice, may establish the proposed grade or alteration thereof, or commence to make the proposed improvement as hereinafter provided. Two or more streets being practically extensions of each other and running in the same general direction, and being in effect an extension of such street, and accommodating the same line of travel, shall be for the purposes of this act construed to be one street.

Section 102. In the case of a notice to establish grade or alteration thereof, the council, within the time limited by section 101, may establish the same by ordinance, as proposed in the notice.

Section 103. In case the notice be for the improvement of a street or part thereof, the council may proceed to ascertain and determine the probable cost of making such improvement, and assess upon each lot or part thereof liable therefor its proportionate share of such cost.

Section 104. When the probable cost of improvement has been ascertained and determined, and the proportionate share thereof of each lot or part thereof has been assessed, as provided in section 103, the council must declare the same by ordinance and direct the clerk to enter a statement thereof in the docket of the city liens, as provided in the next section.

Section 105. The docket of city liens is a book in which must be entered, in pursuance of section 104, the following matter in relation to assessments for the improvement of streets,—

1. The number or the letter of the lot assessed, and the number or letter of the block in which it is situated, and if a separate assessment is made upon a part of a lot, a particular designation of such part.

2. The name of the owner thereof, or that the owner is unknown.

3. The sum assessed upon such lot or part thereof, and the date of entry; *provided*, that a failure to enter the name of the owner thereof, or a mistake in the name of the owner in such entry, or the entry of a name other than that of the true owner in such lien docket, shall not render void nor vitiate such assessment, nor in any way affect the lien of the city on the property described in such lien docket, if such property be correctly entered and described.

Section 106. The docket of city liens is public writing, and the original or certified copies of any matter authorized to be entered therein are entitled to the force and effect thereof, and from the date of the entry therein of an assessment upon a lot or part thereof, the sum so entered is to be deemed a tax levied and a lien thereon, which lien shall have priority over all other liens or incumbrances

thereon whatsoever. A sum of money assessed for the improvement of a street cannot be collected until, by order of the council, ten days' notice thereof is given by the auditor by publication in a daily newspaper published in the city of Portland, and it shall be the duty of the auditor to send a notice of such assessment by mail, when the postoffice address of the owner or his agent is known.

Section 107. If, within fifteen days from the first publication of the notice prescribed in section 107, the sum assessed upon any lot or part thereof is not wholly paid to the city treasurer and a duplicate receipt therefor filed with the auditor, the council may thereafter order a warrant for the collection of the same, to be issued by the auditor, directed to the chief of police or other person authorized to collect taxes due the city.

Section 108. Such warrant must require the person to whom it is directed to forthwith levy upon the lot or part thereof upon which the assessment is unpaid, and sell the same in the manner provided by law for the sale and collection of delinquent state and county taxes, and to return the proceeds of such sale to the city treasurer and the warrant to the auditor, with his doings endorsed thereon, together with the receipt of the treasurer for the proceeds of such sale as paid to him.

Section 109. Such warrant shall have the force and effect of an execution against real property, and shall be executed in like manner, except as in this chapter otherwise specially provided.

Section 110. The chief of police shall immediately after having sold any real property by virtue of such warrant, or of any warrant for the collection of delinquent taxes, make a certificate of sale of the property so sold, setting forth therein the object for which the sale was made, a description of the property sold, a statement of the amount it sold for, of the improvement for which the assessment was made, the year in which the tax was levied, the amount of such tax or assessment, the name of the purchaser, and that the sale is made subject to redemption within three years from the date of the certificate, and then deliver such certificate to the purchaser. The owner, or his successor in interest, or any person having a lien by judgment, decree, or mortgage on any property so sold, may redeem the same upon the conditions provided in the next section.

Section 111. Redemption of any real property sold for delinquent assessments or taxes under the provisions of section 117, or other section of this charter, may be made by paying to the auditor for the purchase at any time within three years from the date of the certificate of sale, the purchase price and twenty-five per cent additional, together with ten per cent interest per annum upon the purchase price from the date of such certificate, and the amount of

any taxes paid thereon by such purchaser, and interest thereon from the date of their payment. Such redemption shall discharge the property so sold from the effect of such sale; and, if made by a lien creditor, the amount paid for the redemption shall thereafter be deemed a part of his judgment, decree, or mortgage, as the case may be, and shall bear like interest and may be enforced and collected as a part thereof.

Section 112. After the expiration of three years from the date of such certificate, if no redemption shall have been made, the chief of police shall execute to the purchaser, his heirs or assigns, a deed of conveyance, containing a description of the property sold, a statement of the amount bid, of the improvement for which the assessment was made, of the year in which the tax was levied, that the assessment or tax was unpaid at the time of the sale, and that no redemption has been made; and the effect of such deed shall be to convey to the grantee therein named, the legal and equitable title in fee simple to the real property in such deed described; and such deed shall be *prima facie* evidence of title in such grantee, and that all proceedings and acts necessary to make such deed in all respects good and valid have been had and done, and such *prima facie* evidence shall not be disputed, overcome, or rebutted, or the effect thereof, avoided, except by satisfactory proof of either,—

1. Fraud in making the assessment, or in the assessment or collection of the tax.

2. Payment of the assessment or tax before sale or redemption after sale.

3. That payment or redemption was prevented by fraud of the purchaser; or,

4. That the property was sold for an assessment or tax for which neither said property or the owner thereof at the time of sale was liable, and that no part of the assessment or tax was assessed or levied upon the property sold.

Section 113. Every action, suit, or proceeding which may be commenced for the recovery of land which shall have been sold by the chief of police of said city, or by the chief of police of the late city of Albina, Oregon, or by the city marshal of the late city of East Portland, Oregon, for any assessment or tax, except in cases where the assessment or tax for which the land was sold had been paid before the sale, or the land redeemed as provided by law, shall be commenced within one year from the passage of this act, or within three years from the time of recording the deed executed by the chief of police or marshal, and not thereafter; and in every such action, suit, or proceeding, the party claiming to be the owner as against the party claiming under or through the sale made by

the chief of police or marshal, must tender in his first pleading in such case, and pay into court at the time of filing such pleading, the amount of the purchase price for which the lands were sold by the chief of police or marshal, together with twenty-five per cent additional, and of all taxes and assessments levied or made upon or against the land or any part thereof, which shall have been paid after such sale by the purchaser at such sale, or his heirs or assigns, together with interest thereon at the rate of ten per cent per annum from the respective times of the payment of such purchase price, taxes, and assessments by said purchaser or his heirs or assigns, as the case may be, up to the time of the filing of such pleading, to be paid to such purchaser, his heirs, or assigns in case the right or title of such purchaser at such sale shall fail in such action, suit, or proceeding.

Section 114. Each lot or part thereof within the limits of a proposed street improvement shall be liable for the full cost of making the same upon the half of the street in front of and abutting upon it, and also for a proportionate share of the cost of improving the intersection of two of the streets bounding the block in which such lot or part thereof is situated. But when the land adjacent to said street to be improved shall not be laid off in blocks, then the cost of improvement shall be assessed to the owner or owners of the tract of land lying within one hundred feet of such improvement, except that in the case where a bridge or elevated roadway shall be included in such improvement, the council may prescribe any other method of assessment which they may deem equitable, upon giving notice of their intention so to do in the same manner that notice is required by section 98.

Section 115. The probable cost of improving such intersection, unless otherwise ordered by the council, is to be assessed upon the lots or parts thereof situated in the quarters of the four regular blocks adjoining such intersection, but only upon the lots or parts thereof within the quarters nearest thereto, and in the following proportion: Five ninths of the cost to the corner lot, or first fifty feet, and four ninths of the cost to the lot next inside, or the next fifty feet, as laid out on the original recorded plats; *provided*, that when any tract adjacent to said improvement shall not be laid off in blocks, the proportionate cost of the improvement of such intersection shall be assessed to the owner or owners of such land as lies within one hundred feet of the intersection, five ninths to be paid by the first fifty feet, and four ninths by the next fifty feet abutting on the street to be improved; *provided further*, that the cost of improving intersections adjoining irregular blocks shall be assessed upon the lots or parts thereof situated in the quarters of the four

blocks adjoining such intersection in the following proportion: The half of the quarter block lying nearest the intersection to pay five ninths, and the other half of such quarter block to pay four ninths, said quarter blocks to be defined as the portion of said blocks formed by the lines intersecting each other at right angles and drawn through the centers of the length and width of said blocks; *provided further*, that blocks two hundred feet square shall be deemed regular blocks, and all other blocks irregular blocks, and that in the case of irregular blocks the council may prescribe any other method of assessment which shall be deemed by them equitable upon giving a similar one to that required by section 98.

Section 116. A sale of real property under the provisions of this chapter conveys to the purchaser, subject to redemption as herein provided, all the estate or interest therein of the owner, whether known or unknown, together with all the rights and appurtenances thereunto belonging.

Section 117. When an assessment upon any lot or part thereof becomes delinquent, any person having a lien thereon by judgment, decree or mortgage, may at any time before the sale of such lot or part thereof, pay the same, and such payment discharges the property from the effect of the assessment, and the amount of such delinquent taxes and all accruing costs and charges, if any, when so paid, is thereafter to be deemed a part of such lien creditor's judgment, decree or mortgage, as the case may be, and shall bear like interest and may be enforced and collected as a part thereof.

Section 118. The council must provide by ordinance for the time and manner of doing the work on any proposed improvement, subject only to the following restrictions, viz: After proper notice the work must be let to the lowest responsible bidder for either the whole work necessary to complete the proposed improvement or for such subdivision thereof as will not materially conflict with the completion of the remaining portions; but no bid of a fractional part of any class of work chargeable to the blocks or lots on either side of the street from one cross street to the other shall be received, except that sidewalks may be let separately as the council may direct. The council shall provide for the rejection of any and all bids when deemed unreasonable, and that the bid of any person who has before bid or contracted for such work and been delinquent therein shall not be received. The council shall provide for taking security by good and sufficient bonds for the faithful performance of any contract let under its authority, and to secure laborers and material men and sub-contractors their just claims under said contracts, and also the faithful maintenance and guarantee of such work for five years or such other time as the council

may prescribe, and the provisions thereof shall be enforced by an action in the name of the city of Portland.

Section 119. If, upon the completion of any improvement, it is found the sum assessed therefor upon any lot or part thereof is insufficient to defray the cost thereof, the council must ascertain the deficit and declare the same by ordinance; when so declared the auditor must enter the sum of the deficit in the book of city liens in a column reserved for that purpose in the original entry, with the date thereof, and such deficit shall thereafter be a lien upon such lot or part thereof in like manner and like effect as in the case of the sum originally assessed, and shall also be payable and may be collected in like manner and with like effect as in the case of such sum so assessed.

Section 120. If, upon the completion of any improvement, it is found that the sum assessed therefor upon any lot or part thereof is more than sufficient to pay the cost thereof, the council must ascertain and declare the surplus in like manner as in the case of the deficit; when so declared it must be entered as in the case of a deficit, in the docket of city liens. Thereafter the person who paid such surplus, or his legal representative, is entitled to repayment of the same by warrant on the city treasury.

Section 121. All money paid or collected upon assessments for the improvement of streets shall be kept as a separate fund, and in no wise used for any other purpose whatever.

Section 122. The proceedings authorized by this chapter for the establishment or alteration of a grade, or the improvement of a street or any part thereof, may be taken or had without giving the notice prescribed in section 98, whenever the owner or owners of two thirds of the adjacent property shall, in writing, petition the council therefor. And whenever any street or part thereof shall be in such condition as to become unsafe or dangerous to persons or teams passing on, along, or over the same, the council may declare the same by resolution and may thereupon cause the improvement of such street to be made without any petition therefor, upon giving ten days' notice by publication in any paper of said city, and no remonstrance shall be heard thereto.

SEWERS.

Section 123. The council shall have the power to lay down all necessary sewers and drains and repair and relay the same, and cause the cost thereof to be assessed on the property directly benefited by such drain or sewer, but the mode of apportioning estimated costs of improvement of streets prescribed in sections 114 and 115 of chapter X. of this act shall not apply to the construction of such

sewers and drains; and when the council shall direct the same to be assessed on the property directly benefited, such expense shall, in every other respect, be assessed and collected in the same manner as is provided in the case of street improvements; *provided*, the council may appoint any city official to estimate the proportionate share of the cost of such sewer or drain to be assessed to the property benefited thereby; *and provided further*, that the council may at its discretion appoint three disinterested persons to estimate the proportionate share of the cost of such sewer or drains to be assessed to the several owners of the property benefited thereby. And in the construction of any sewer or drain the city shall have the right to use and divert from their natural course any and all creeks or streams running through the city into such sewer or drain, but before such sewer drain is laid notice shall be given as required in section 98 in the case of a street improvement.

Section 124. The council is authorized to repair any street, whenever it deems expedient, and to declare by ordinance before doing the same whether the cost thereof shall be assessed upon the adjacent property or to be paid out of the general fund of the city.

Section 125. If the council declares that a proposed repair shall be made at the cost of the adjacent property, thereafter the proposed repair is to be deemed an improvement, and shall be made accordingly, but if it declares that the cost of the same shall be paid out of the general fund, such repairs may be made as the ordinance may provide, and be paid for accordingly.

Section 126. The cost of establishing or altering the grade of any street or part thereof shall be paid out of the general fund of the city.

Section 127. Whenever any lot or part thereof sold under the provisions of this chapter shall bring more than the assessment thereon with costs and charges of collection, the surplus must be paid to the treasurer, and the officer executing the warrant must take a separate receipt for such surplus, and file it with the auditor on the return of the warrant. At any time thereafter the owner, or his legal representative, is entitled to a warrant upon the treasurer for such surplus; *provided*, whenever any lot or part thereof sold under the provisions of this chapter shall bring less than the assessment thereon, the common council shall supply the deficiency out of the general fund if, in the opinion of the council, such improvement is necessary.

Section 128. The return of the officer executing the warrant must specify the amount for which each lot or part sold, and the name of the purchaser.

Section 129. Whenever the grade of any street has been estab-

lished, the council may authorize the owner or owners of any property thereon to cut down or fill up such street in front of such property according to such grade, at the expense and cost of such owner; but the authority mentioned in this section cannot be granted after notice has been given by the council of intention to improve the street in front of such property. In giving such authority the council may impose such terms and conditions thereon as may be necessary to secure the deposit of excavations upon any part of such street as may require to be filled up.

Section 130. Whenever any lot or part thereof is sold for a delinquent assessment for a street improvement, and afterwards sold for a deficit in such assessment, as in this act provided, to any person other than the purchaser at the first sale, or his successors in interest, such purchaser or successor, for the purpose of making redemption from the purchaser at such sale, is to be deemed an owner within the meaning of this act.

CHAPTER XI.

OF THE COLLECTION OF DELINQUENT TAXES.

Section 131. All general or special taxes levied as provided and authorized by this charter, and not certified to the county clerk, and all assessments for the opening, extension, improvements, or repairs of streets or alleys, or for laying sewers or drains, and every part thereof shall bear interest at the legal rate from the time it is due and payable until paid or collected, and the treasurer must collect the same and pay the same over to the party entitled thereto upon demand.

Section 132. The council must provide by ordinance within what time all such taxes and assessments as are not certified to the county clerk, according to the provisions of section 55, may be paid to the treasurer, and all taxes not paid to the treasurer within such time are thereafter delinquent taxes, and must be collected as such.

Section 133. Within five days from the expiration of the time limited for paying taxes to the treasurer, the treasurer must return the tax roll to the council, distinguishing thereon the amount of taxes paid and those remaining unpaid.

Section 134. The council must thereafter order the auditor to deliver the tax roll to the chief of police, and issue and annex thereto a warrant directed to the chief of police, commanding him to proceed forthwith to collect the delinquent taxes upon such roll, in the manner provided by law, and pay the same to the treasurer, together with the costs of collection, and return the warrant with his doings thereon and the receipt of the treasurer to the auditor.

Section 135. Such warrant, for the purpose of collecting such delinquent taxes and assessments, shall be deemed an execution against property, and shall have the force and effect thereof against any person, firm, or corporation against whom such taxes and assessments are levied or charged on the tax roll, and shall be executed and returned in like manner, except as in this chapter otherwise provided.

Section 136. If no personal property be found whereon to levy the warrant, or if that be levied upon be not sufficient to satisfy the same, it must be levied on any real property of the person, firm, or corporation against whom the tax is levied or charged, or sufficient thereof to satisfy such warrant, including fees of officers and all expenses of sale and executing the warrant.

Section 137. In the case of a delinquent tax or assessment levied upon real property in the name of the owner unknown, the warrant shall be executed by levying upon each lot or part thereof of such property for the tax levied thereon and selling it separately.

Section 138. All taxes heretofore levied by the municipal corporation of Portland, East Portland, or Albina, and remaining unpaid or delinquent, may, by order of the council, be collected from the person, firm, or corporation against whom the same was charged or levied, by warrant, in the same manner and with the effect provided in this chapter for the collection of delinquent taxes.

Section 139. When real property is sold for delinquent taxes, the chief of police shall make and deliver to the purchaser a certificate of sale thereof, and thereafter, if such property is not redeemed, a deed in the same manner and in the same time provided in chapter X. of this act.

Section 140. Real property sold for delinquent taxes may be redeemed as provided in chapter X. of this act.

Section 141. Whenever any property, real or personal, sold for delinquent taxes, shall bring more than the amount of such taxes, with the costs and charges of collection, the surplus must be paid to the treasurer, and the person executing the warrant must take a separate receipt therefor, and file the same with the auditor on the return of the warrant. At any time thereafter the owner of the property sold, or his legal representative, is entitled to a warrant upon the treasurer for such surplus.

Section 142. Section 128 shall apply to the sale of real property for delinquent taxes, and in the case of the sale of personal property for such taxes, the true consideration thereof shall be expressed in the bill of sale therefor, and the return of the person executing the warrant must specify such consideration and the name of the purchaser.

Section 143. The council may provide by ordinance within what time a warrant for the collection of delinquent taxes must be returned, and may order an *alias* warrant to issue for the collection of any such taxes not made on a previous one. All costs and charges for collecting delinquent taxes must be made on the warrant and collected as a part of the tax. The council may prescribe by ordinance fees and compensation for collecting delinquent taxes, but the same shall in no case be paid out of the treasury.

Section 144. All property subject to levy upon execution is subject to levy upon a warrant for the collection of delinquent taxes, and also all property subject to assessment for taxation, as provided in section 36, whether the same be exempt from execution or not; *provided*, that property shall not be sold for less than the tax assessed against it; and if such amount is not bid, the chief of police shall strike the same off to the city for the amount, or return the same delinquent, as may be directed by the council. The auditor may thereafter, if the same be struck off to the city, assign certificates to any person paying the price therefor that is required for the redemption of such property. And the auditor shall, once each year, until the city obtains a deed, advertise and offer said certificate for sale, but in no case selling them for less than the amount required to redeem said property until the city obtains a deed, and annually thereafter he shall advertise said land for sale.

CHAPTER XII.

WATER-WORKS.

Section 145. The city of Portland, hereinafter referred to as the city, is authorized and empowered to construct or purchase, keep, conduct, and maintain water works, therein and elsewhere, of a character and capacity sufficient to furnish the city and inhabitants thereof, as well as the places and people along or in the vicinity of the lines of pipes, conduits, or aqueducts constructed or used for such purpose, with an abundance of good, pure, wholesome water for all uses and purposes necessary for the comfort, convenience, and well being of the same, and to that end may acquire by purchase or otherwise; and own and possess such real and personal property within and without the limits of the city as in the judgment of the person herein authorized to construct, purchase, conduct, and maintain the same may be deemed necessary and convenient, and for such purpose may also issue bonds and dispose of the same as hereinafter provided.

Section 146. The power and authority given to the city by section 145 hereof, to construct or purchase waterworks and issue and dispose of bonds therefor, shall be exercised as hereinafter provided

by the following-named substantial taxpayers and *bona fide* residents thereof, namely: Geo. P. Frank, C. H. Lewis, Henry Failing, Frank Dekum, L. Fleischner, H. W. Corbett, Chas. H. Carey, J. Loewenberg, S. G. Reed, R. B. Knapp, L. Therklesen, H. W. Scott, A. H. Johnson, C. H. Hill, C. A. Dolph, C. H. Raffety, who shall be styled collectively "The Water Committee," and are hereinafter mentioned and referred to as the committee.

Section 147. The water committee, at their pleasure, shall elect a presiding officer from their number, who shall be styled chairman of the committee, and they shall also elect a clerk, who shall be styled clerk of the committee; *provided*, that the chairman and clerk of the present water committee of the city of Portland, who shall be in office when this act takes effect, shall hold their respective offices until their successors are elected and qualified.

Section 148. The committee shall fill the first three vacancies that may occur in that body by death, resignation, or removal from the city or otherwise, by the appointment of three persons to be members thereof who are *bona fide* residents and taxpayers of the city east of the Willamette river, and nine of the committee shall constitute a quorum for the transaction of all other business.

Section 149. The chairman of the committee shall, if present, preside at all the meetings thereof, and in case of his absence the committee may appoint from their number a chairman for the time being.

Section 150. The chairman of the committee shall execute all written contracts on behalf thereof, and sign all orders for the payment of money authorized thereby.

Section 151. The clerk of the committee is its clerical officer, and he shall make and keep a fair minute of its acts and doings, countersign all orders authorized by it and signed by the chairman for the payment of money, and witness all written contracts signed by the chairman on its behalf, keep its accounts, and have the custody of its books and papers.

Section 152. The chairman and clerk aforesaid shall also do and perform all such acts or duties as may be required of them, or either of them, by the committee or this act, and they, or either of them, shall hold their offices at the pleasure of the committee; and the clerk shall receive such compensation as the committee may from time to time direct or prescribe.

Section 153. The committee may also from time to time employ or discharge such other agents, workmen, laborers, and servants at such compensation or wages as it may deem necessary and convenient for the accomplishment of the purpose of this act.

Section 154. The committee shall meet in the city for the trans-

action of business at least once a month, at such hour and place as it may direct, and at such other times as it may provide.

Section 155. For the purpose of carrying the provisions of this chapter into effect, the committee is authorized to issue and dispose of bonds of the city of the denomination of from \$100 to \$1,000, as the purchaser may desire, with interest coupons attached thereto, signed by its chairman and countersigned by its clerk, whereby the city shall be held and considered in substance and effect to undertake and promise, in consideration of the premises, to pay to the bearer of each of the said bonds, at the expiration of thirty years from the date thereof, the sum named therein in gold coin of the United States, together with interest thereon in like coin at the rate of five per cent per annum, payable half yearly, as provided in said coupons; *provided*, that the whole amount of bonds issued by such committee shall never exceed the sum of three million two hundred thousand dollars, including the amount which shall have been issued by the present water committee of the city of Portland at the time this act shall take effect; *and provided further*, that all bonds hereafter issued shall in all particulars, except as to date and the dates of payment of principal and interest, conform to and have the same force and effect as the bonds already issued by said committee, and shall be designated as the issue of 1893.

Section 156. Whenever, and as soon as the water-works herein provided for are, in the judgment of the committee, ready for use, there shall be selected, as herein provided, five persons for the purpose of maintaining and conducting said water-works, who shall be styled individually "water commissioners," and collectively "the water commission," and are hereinafter referred to as the commissioners and the commission respectively; and thereafter the power and authority hereby given to the city to keep, conduct, and maintain water-works therein shall be exercised as hereinafter provided by said commission, and during construction of such water-works and until delivery thereof said committee shall have the power and authority conferred on said commission by the provisions of this act.

Section 157. The commissioners shall be selected in the first instance by the committee from their own number for the several terms of two, four, six, eight, and ten years; but in case a sufficient number thereof do not consent to serve as such commissioners, the remainder may be selected from the resident taxpayers of the city, and thereafter the commissioners shall be elected by the qualified voters of this corporation; in case of a vacancy arising otherwise than by the expiration of a term for the remainder of the term, but in case of the expiration of a term, for the full term of the ten years next thereafter.

Section 158. Three commissioners shall constitute a quorum for the transaction of business; the commission shall meet at a time and place to be appointed by the committee, and organize by the selection of a chairman and clerk, as herein provided in the case of the committee, which chairman and clerk shall have the same powers and perform the same duties in regard to the commission as the chairman and clerk of the committee have and are required to perform in regard to the latter, and thereafter the commission shall meet in the city for the transaction of business regularly once a month on such day and hour thereof, and at such place as it may provide, and otherwise as often as may be deemed necessary and convenient.

Section 159. When the commission is selected and organized as above provided, the committee shall turn over the water-works to it, and all property pertaining thereto, together with all the books, papers, and accounts relating to the construction or purchase thereof, as the case may be, and the commission shall thereupon take possession and charge of, and manage, conduct, and maintain the same, and in so doing it may alter, improve, and extend such works from time to time, when the receipts from works are sufficient to defray the expenses thereof, and as the growth of the city and wants and convenience of the inhabitants thereof may require; and the committee may turn over a completed portion or portions of such to the commission before the final completion thereof by it, and as often and as fast as such portion is so turned over to the commission, it must accept the same and conduct and maintain it accordingly.

Section 160. All money collected or received by the commission for the use and consumption of water or otherwise shall be deposited with the treasurer of the city, who shall give such bonds in addition to the bonds herein provided as the councilmen may require, who shall keep the same separate and apart from the other funds of the city and pay it out on the order of the chairman of the commission, countersigned by the clerk thereof, and to the holder of any overdue interest coupon of the bonds aforesaid upon the presentation and surrender thereof, and not otherwise.

Section 161. The commission has power and authority,—

1. To employ, hire, and discharge from time to time all such agents, workmen, laborers, and servants as it may deem necessary or convenient in the conduct and management of said water-works.

2. To make all needful rules and regulations for the conduct and management of the same by the city and the inhabitants thereof.

3. To establish rates for the use and consumption of water by the city and inhabitants thereof, including the people living along the line or in the vicinity of the works without the city.

4. To provide for the payment of water rates monthly in advance, and to shut off the water from any house, tenement, or place for which the water rate is not duly paid, or when any rule or regulation is disregarded or disobeyed.

5. To do any other act or make any other regulations necessary and convenient for the conduct of its business and the due execution of the power and authority given it by this act and not contrary to law.

Section 162. The commission shall annually, before the first day of January, make a written estimate of the probable expense of maintaining and conducting the water-works during the ensuing year, and also the cost of any contemplated alteration, improvement, or extension thereof, and thereupon ascertain and prescribe, as nearly as it conveniently can, a water rate for such year as will insure a sufficient income from the sale of water, to pay such expenses and costs, together with one year's interest on the bonds aforesaid then issued and outstanding.

Section 163. After the expiration of five years from the selection of said commission, a sum not exceeding two per centum of the par value of the bonds issued under this act and under the act of 1885, which created the present water committee of the city of Portland, then outstanding, may be annually estimated for in fixing the water rate, in addition to the expenses, cost, and interest aforesaid, and be collected as a part thereof, which sum, when so collected, shall constitute a sinking fund, to be used and applied under the direction of said commission, either,—

1. In the purchase of any valid bonds issued by or due from the city.

2. To the purchase of any of the bonds issued under said act of 1885, or this act, at a premium not to exceed ten per centum.

3. To the payment and redemption of such of the bonds issued under this act as may be selected by lot on the first day of January of any year, at a premium not to exceed ten per centum. All bonds purchased or redeemed under the second and third subdivisions of this section shall be forthwith canceled and deposited with the auditor of the city.

Section 164. The committee and commission shall each cause a quarterly statement in detail of its receipts and disbursements to be made and signed by its chairman and clerk and filed with the city auditor and clerk, who shall preserve the same among the files of his office, and shall cause the same to be published in two daily papers of the city; and the commission shall cause to be made, filed, and published as a part of its last quarterly report in each year an inventory or statement of the property, implements, and

material in its possession or control pertaining to the water-works, together with the condition and approximate value thereof.

Section 165. Each of the five commissioners shall receive on account of his services under this act the sum of five hundred dollars a year, payable quarterly out of the receipts of the water-works, on the order of the chairman, countersigned by the clerk of the commission.

Section 166. No person shall be eligible to hold a position on said board who has not resided in the city of Portland five years.

Section 167. All bonds issued and disposed of under this act shall be subject to taxation.

CHAPTER XIII.

FIRE DEPARTMENT.

Section 168. That there shall be a board of fire commissioners of the city of Portland, consisting of three persons citizens of the United States and residents, taxpayers, and voters of the city of Portland, as herein prescribed, for at least seven years previous to their appointment as such commissioners, who shall have the power and perform the duties hereinafter imposed, and who shall be appointed as hereinafter provided. The fire commissioners now in office shall hold their offices until their successors are appointed and qualified, and they shall receive no compensation for their services; and on the first Monday in July, 1894, the mayor of the city of Portland shall appoint three fire commissioners who shall hold their offices during the pleasure of the mayor. Any member of said commission may be removed at any time at the pleasure of the mayor, and in case of a vacancy occurring in said board from any cause, the mayor shall immediately appoint a commissioner to fill such vacancy, the commissioner so appointed to serve for the remainder of the unexpired term or until his successor is appointed and qualified. No member of the board of fire commissioners shall hold any other office in the city government.

Section 169. Said commissioners shall, at the first meeting after the first day in July, annually, elect a president of the board of fire commissioners, who shall exercise the powers and perform the duties specified in this act. Said board shall also elect a secretary, who shall have been a resident of the city of Portland for at least three years prior to his election, who shall perform such duties as may be required of him, and shall hold his office during the pleasure of the board; he shall audit all claims and accounts such as relate to the fire department, and report the same to the board of fire commissioners with all convenient speed, together with any suggestions or

explanations that he may deem proper; and all demands and accounts against the fire department shall be presented to the secretary with the necessary evidence in support thereof. Said board of fire commissioners shall keep a record of its proceedings, and make all necessary arrangements, and do and perform all acts necessary to prepare for effective service the fire department constituted by this act. Said commissioners shall have the power to fit up and maintain an office for their use, which shall be centrally located, the costs of which, together with the rents and necessary stationery, shall be paid out of the fire department fund of said city. Said fire commissioners are hereby given full power over the fire department constituted by this act, and shall adopt a seal therefor.

Section 170. The board of fire commissioners shall hold their stated meetings at such time as they shall fix upon by rule. Special meetings of the board may be called at any time by the president, by notice thereof being given to each of the other members of the board of the time and object of the meeting. A majority of their number shall be a quorum for the transaction of business, and two members thereof may also call a special meeting at any time.

Section 171. For the extinguishment of fires in said city and the protection of property endangered thereby, the said board of fire commissioners shall from time to time appoint one chief engineer and two or more assistant engineers, and shall prescribe their duties; and there shall be a sufficient number of steam fire engine companies, with steam fire engines, hose, and apparatus complete, to be drawn by horses to be provided for that purpose, and to have a complement of men, each to be appointed by said board of fire commissioners, and also a sufficient number of hook and ladder and hose companies, with vehicles and apparatus complete, to be drawn by horses, and to have a complement of men to be appointed by said board of fire commissioners. And no person shall be eligible to hold any position in the fire department who has not resided in the city of Portland three years prior to his appointment.

Section 172. The officers of the fire department of said city shall be,—

1. Three fire commissioners, to be elected as aforesaid, of the department.

2. One chief engineer.

3. One assistant chief.

4. Three or more district engineers.

5. One superintendent of the fire alarm telegraph.

The members and employés of said fire department shall be,—

1. One foreman for each steam fire engine company.

2. One engineer for each steam fire engine company.

3. Two drivers for each steam fire engine company.
4. One driver for each hook and ladder and hose company.
5. One foreman for each hook and ladder and hose company.
6. Six extra men for each steam fire engine and hose company.
7. Eight extra men for each hook and ladder company.
8. One driver for department supply wagon.
9. Two relief drivers.
10. One relief engineer.
11. One fire-alarm repair man.
12. One superintendent of apparatus.
13. One hydrant man.

Such members and employés shall also perform such other duties as may from time to time be required of them by the board of fire commissioners.

Section 173. All officers and members and employés of the department constituted by this act shall be removable at the pleasure of the board of fire commissioners.

Section 174. The salaries of officers, members, and employés of the fire department shall be paid in monthly installments, and as follows:—

1. The salary of the chief engineer shall be twenty-four hundred dollars per annum.

2. The salary of the assistant chief, who shall be fire warden, inspector of buildings for prevention of fires, and also be corporation yard-keeper, shall be eighteen hundred dollars per annum.

3. The salaries of the district engineers, who shall act as fire wardens and inspectors of buildings for prevention of fires, shall be fifteen hundred dollars per annum.

4. The salary of the secretary of the department shall be twelve hundred dollars per annum.

5. The salary of the superintendent of the fire-alarm telegraph shall be eighteen hundred dollars per annum.

6. The salary of the foreman of each steam fire engine company shall be ten hundred and twenty dollars per annum.

7. The salary of the engineer of each steam fire engine company shall be twelve hundred dollars per annum.

8. The salary of superintendent of apparatus shall be twelve hundred dollars per annum.

9. The salary of the drivers of each steam fire engine, hook and ladder, and hose company, shall be nine hundred dollars per annum.

10. The salary of extra men shall be two hundred and forty dollars per annum, excepting extra men of engine companies Nos. 1 and 2, and truck company No. 1, who shall each receive seven hundred and eighty dollars per annum.

11. The salary of the drivers of each fire engine tender shall be eight hundred and forty dollars per annum.

12. The salary of the foreman of each hook and ladder company and each hook and ladder hose company shall be ten hundred and eighty dollars per annum.

13. The salary of the hydrant man shall be nine hundred dollars per annum.

14. The salary of the driver of the supply wagon shall be eight hundred and forty dollars per annum. The salary of the relief drivers shall be nine hundred dollars per annum. The salary of the relief engineer shall be twelve hundred dollars per annum. The salary of the fire-alarm line and repair man shall be nine hundred dollars per annum. All salaries to be paid by warrants drawn on the treasurer of said city by the mayor and auditor of said city upon requisitions made by the president of the board of fire commissioners thereof.

Section 175. The board of fire commissioners shall have the supervision, control, and management of said fire department, including the fire alarm telegraph, and of the officers, members, and employés of said fire department, and shall prescribe the rules for its discipline and government; and the said board of fire commissioners shall also have the control and management of the public property pertaining to the city of Portland as now constituted and shall hereafter pertain to the department created by this act, and shall from time to time, in their sound discretion, purchase, add to, and acquire when necessary, or sell and dispose of when not required for the use of the department, fireboats, engines, hose carriage, hose, horses, engine houses, and the lots on which said houses stand, and such other property, real or personal, as the provisions of this act and the exigencies of the department may require, and shall pay over to the city treasurer for the fire department fund all moneys that may come into their hands immediately after the receipt of the same, such proceeds to be appropriated to the purchase of lots and the erection of engine houses thereon, and the purchase of steam engines, hose carts, hook and ladder trucks, fireboats, hose, horses, material, and apparatus for said department as the same may be required; *provided, however*, that all sales of real property shall be subject to the approval of the common council, to be evidenced by a majority vote of all the members elected thereto, the vote in all cases to be ayes and nays and entered on record. Upon such sales being made by the board of fire commissioners, and so approved by the common council, the mayor and auditor of the city of Portland are hereby authorized and directed to execute, acknowledge, and deliver good and sufficient deeds of conveyance to the pur-

chaser or purchasers for the real property so sold. The said board of fire commissioners are also hereby invested with all discretionary power to the faithful execution of this act, including the proper selection and location of all needful buildings and offices, and the complete equipment of the several companies with horses, engines, vehicles, and other apparatus, and by a majority vote of said board shall prescribe, control, and regulate the expenditures of every kind of the department created by this act. The board of fire commissioners shall grant annually to every permanent member of the fire department of the city of Portland leave of absence of not less than one week and not more than two weeks' time, and no deduction of pay shall be made therefor; and to every extra man in said department they shall grant at least one week's leave of absence without deduction of pay.

Section 176. The board of fire commissioners shall, on the first day of January of each year, or as soon thereafter as practicable, report to the common council the estimated amount of salaries and other necessary expenses of the fire department for the ensuing year, together with the estimated cost of constructing and erecting cisterns and hydrants, and the erection and the repair of buildings, the purchase of lots for the purpose of erecting engine houses thereon, the purchase of engines, hose carts, hose, horses, feed, material, and apparatus for said department required for the ensuing year; and the common council shall, if they deem the same practicable, at the same time that other taxes are levied and collected, levy and collect a special tax sufficient to raise the amount so estimated by the board of fire commissioners, which tax shall be paid into a fund to be known as the fire department fund of said city of Portland, and shall be subject solely to the control of the said board of fire commissioners, and shall be paid out by the city treasurer upon warrants drawn by the mayor and auditor of the said city upon requisitions therefor made by the president of the board of fire commissioners, for claims duly allowed by said board; and the mayor and auditor are hereby directed to draw warrants on said fire department fund in accordance with the requisition of said president of the board of fire commissioners, such requisition to remain on file in the office of the auditor, and to be sufficient authority for drawing warrants as aforesaid.

Section 177. The chief engineer shall be the executive officer of said fire department. He shall devote his exclusive attention to its interests, and shall engage in no other business. It shall be his duty and that of the assistant engineer to see that the laws, orders, rules, and regulations concerning the same, including the ordinances of the common council, are carried into effect, and also to

attend to such duties as fire wardens as may be required of them, and to see that all laws, orders, and regulations established to secure protection against fire are enforced. It shall also be the duty of the chief engineer to enforce the rules and regulations made from time to time to secure discipline in said fire department, and he shall have power to suspend any subordinate officer, member, or employé for a violation of the same, and shall forthwith report the same in writing, with his reason therefor, to the board of fire commissioners for their action. He shall diligently observe the condition of the apparatus and workings of said department, and shall report in writing at least once a week to said board of fire commissioners upon the same, and make such recommendations and suggestions respecting it and for securing its greater efficiency as he may deem proper; and in the absence or inability of the chief engineer to act, the assistant chief shall perform the duties and possess the rights and power of said officer during such absence or inability.

Section 178. The chief engineer shall have power to appoint one member of each company to act as assistant foreman. Such assistant foreman shall act as clerk, and for his services shall receive five dollars a month extra pay.

Section 179. The board of fire commissioners shall, in the month of January of each year, report in detail to the common council the receipts and expenditures of said department, with other matters pertaining thereto of public interest, including a complete inventory of all the property under their charge. Such report shall also exhibit a particular statement of all fire alarms and fires which have occurred in said city during the preceding year, together with the causes of all such fires so far as the same shall have been ascertained. It shall also exhibit a particular statement of all losses caused by such fires, and the insurance thereon. It shall also show the amount of hose used, the number and names of all companies under their direction, the names of all members and officers of such companies, the names of all officers in the employ of the board, the compensation paid them, a statement of all expenses paid or incurred under the direction of the board during the year, and such other information relating to the department as the board shall deem important.

Section 180. The common council of the city of Portland shall have power, subject to the approval of the board of fire commissioners, to enact such ordinances and repeal and modify the same from time to time, subject also to the approval of the board of fire commissioners, to prevent the taking and spreading of fires in the city by establishing fire limits, and regulating the keeping and storage

of earth or rock, oil, petroleum, benzine, benzole, turpentine, naphtha, or varnish, or any article or product of the articles above mentioned, and to establish and ordain penalties for each and every violation thereof; *provided, however*, that all permits to alter, move, repair, or build any building or buildings in the fire limits of said city shall only be granted by a majority of the board of fire commissioners and the chief engineer of the fire department, and not otherwise.

Section 181. Any person who may have been an active fireman in any volunteer fire company within the territorial limits of the city of Portland as now constituted, on the sixth day of July, 1891, shall be entitled to enjoy all privileges and immunities now enjoyed by the exempt firemen in the city of Portland. Under the laws of the state existing at the time of the passage of this act, any such person shall, upon application and satisfactory proof of such service, and payment of the fees now required to be paid therefor, receive a certificate to that effect from the board of fire commissioners, or other proper officers, in the same form as exempt firemen in said city of Portland are now entitled to receive the same. Such certificate shall be signed by the chief engineer, the president of the board of fire commissioners, and the secretary of the fire department, and shall also have the seal of the department affixed thereto.

CHAPTER XIV.

NEW CITY HALL COMMISSION.

Section 182. C. B. Bellinger, A. H. Breyman, W. M. Ladd, J. J. Fisher, C. M. Forbes, H. J. Corbett, and W. B. Ayer, and their successors in office are and shall constitute the board of city hall commissioners, and are hereby authorized, empowered, and directed to proceed with the construction of the building now being erected on the block bounded by Fourth, Fifth, Jefferson, and Madison streets in said city.

Section 183. Before entering upon the discharge of their duties, the said commissioners shall take and subscribe an oath of office before some officer authorized to administer the same, to the same effect as is required of other city officers, and shall file the same with the auditor of the city of Portland.

Section 184. As soon as said commissioners shall have qualified by taking and filing the oath required by the preceding section, they shall proceed to organize by electing one of their number chairman. The board shall also appoint a clerk, who shall be called the clerk of the board of new city hall commissioners, and shall hold office during the pleasure of the board. The clerk, before entering upon his duties, shall take the oath required of other

city officers, and file the same with the auditor of the city of Portland. The board may also require the clerk to execute a bond in such sum as it may deem best for the faithful discharge of his duties, which bond shall also be filed with the auditor of the city of Portland.

Section 185. As soon after the organization of the board as the commissioners may deem expedient, they shall proceed to appoint an architect and superintendent of works, who shall hold their respective offices at the pleasure of the board, and perform such duties as are usually incident to such positions, and such other duties as may be assigned them by the board.

Section 186. The commissioners may fill any vacancy that may occur in that body by death, resignation, removal from the city, or otherwise, by the appointment of a person to be a member thereof who is a *bona fide* resident and taxpayer of said city, and who shall take and file the oath prescribed in section 24 of this act.

Section 187. The chairman of the commission, if present, shall preside at all the meetings thereof, and in case of absence the commission may appoint from their number a chairman for the time being. A majority of said board shall constitute a quorum, and the assent of a majority of the board shall be required to validate any transaction or business of the board.

Section 188. The chairman of the commission shall execute all written contracts on behalf thereof, and sign all orders for the payment of money authorized thereby.

Section 189. The clerk of the commission is its clerical officer, and he shall make and keep a fair minute of its acts and doings, countersign all orders authorized by it and signed by the chairman for the payment of money, and attest all written contracts signed by the chairman on its behalf, keep its accounts, and have the custody of its books and papers.

Section 190. The chairman and clerk aforesaid shall also do and perform all such acts and duties as may be required of them, or either of them, by the commission or this act, and they, and each of them, shall hold their offices at the pleasure of the commission, and the clerk shall receive such compensation as the commission may from time to time direct or prescribe. The commissioners shall not be entitled to receive compensation for their services.

Section 191. The commission shall meet in the city of Portland for the transaction of business at least once a month, at such hour and place as it may direct, and at such other times as it may provide.

Section 192. The commission may also from time to time em-

ploy and discharge such other agents, workmen, laborers, employés, and servants at such compensation or wages as it may deem necessary and convenient for the erection and completion of said new city hall, and for the accomplishment of the purpose of this act.

Section 193. All moneys received for the sale of said bonds, including premiums thereon, as well as from all other sources, shall be deposited with the treasurer of the city of Portland, who shall keep the same separate and apart from the other funds of the city and subject to the order of said commissioners, and shall pay out said funds, which shall be called the new city hall fund, on the order of the chairman of the commission, countersigned by the clerk thereof, and to the holder of any overdue interest coupons of the bonds aforesaid, upon presentation and surrender thereof, and not otherwise. The treasurer shall report to said commissioners the condition of said fund whenever called upon to do so.

Section 194. The moneys heretofore realized from the sale of city hall bonds issued under the provisions of the city charter of Portland shall also form part of the fund for the completion of said city hall, and shall be paid out and used only by said commission upon orders signed by the chairman of the commission and countersigned by the clerk as hereinbefore provided.

Section 195. The commission shall cause a quarterly statement in detail of the receipts and disbursements to be made and signed by its chairman and clerk, and filed with the auditor of the city of Portland, who shall preserve the same among the files of his office, and shall cause the same to be published in some newspaper published in the city of Portland, and the commission shall cause to be so made, filed, and published, as a part of its last quarterly report in each year, an inventory or statement of the property, implements, and material in its possession or control pertaining to the new city hall, together with the condition and approximate value thereof, and such other matters and things as go to show the condition of the fund and its management, and the progress that has been made in the construction of the city hall, together with a list of all contracts that have been awarded under the provisions of this act.

Section 196. When the said new city hall shall be completed, the said commissioners shall designate and assign to the common council, and to each officer and department of the city government, such part or parts thereof as each shall occupy, and as the same have been designated and constructed.

Section 197. Upon completion of said new city hall, and when all bills, accounts, and contracts therewith shall be paid and discharged, the said commissioners shall transfer to the general fund

of the city of Portland whatever funds there remains subject to their control, and shall deliver to the auditor of said city the record of their proceedings, and all plans, specifications, documents, and vouchers connected with their duties, in their possession or under their control, there to be preserved among the records of his office, and shall formally turn over and deliver the possession of said new city hall to the mayor and common council of said city.

CHAPTER XV.

MISCELLANEOUS PROVISIONS.

Section 198. The city of Portland is not bound by any contract, or in any way liable thereon, unless the same is authorized by a city ordinance and made in writing and by order of the council, signed by the auditor or some other person in behalf of the city. But an ordinance may authorize any officer or agent of the city, naming him, to bind the city without a contract in writing, for the payment of any sum of money not exceeding one hundred dollars.

Section 199. The city of Portland is not liable to any one for any loss or injury to person or property growing out of any casualty or accident happening to such person or property on account of the condition of any street or public ground therein. But this section does not exonerate any officer of the city of Portland, or any other person, from such liability where such casualty or accident is caused by the willful neglect of a duty enjoined upon such officer or person by law, or by the gross negligence or willful misconduct of such officer or person in any other respect.

Section 200. No money shall be drawn from the treasury but in pursuance of an appropriation for that purpose made by ordinance, and an ordinance making an appropriation of money must not contain a provision on any other subject; and if it does, such ordinance as to such provision shall be void, and not otherwise.

Section 201. When an additional ward is created by the council after the first day of July, 1894, the councilman from such ward shall, at the first election, be elected for the unexpired term, if any; otherwise, he shall be elected for the term of two years.

Section 202. A member of the council for words uttered in debate therein shall not be questioned in any other place.

Section 203. All city officers and employés, except mayor, councilmen, municipal judge, and commissioners, shall devote their whole time to the interests of the city.

Section 204. The fiscal year of the city shall commence on the first day of January and end on the last day of December of each year, and during any such year the rates of general and specific

taxes levied must not exceed in the aggregate one and one half per centum.

Section 205. Except as otherwise expressly provided or permitted by this act, the indebtedness of the city of Portland must never exceed in the aggregate \$150,000, except that said city may, in addition thereto, incur an indebtedness of \$500,000 for the erection and furnishing of a city hall in addition to the \$175,000 heretofore authorized for that purpose; \$3,200,000 heretofore authorized for the purpose of furnishing the city and the inhabitants thereof with water; nor shall the city ever contract any debt or assume any liability in any manner whatever, by means of which it may be called upon or become bound to pay any sum of money at any time beyond the period of two years from the date of such contract or assumption, except by the issue of negotiable bonds.

Section 206. The city of Portland has power and authority to provide by ordinance for dredging the bars of the Willamette river, and for improving and keeping improved the navigation of the same within and below the city of Portland; and in the exercise of such power and authority, may provide and use all means necessary or convenient therefor not prohibited by this act, including the levying and collecting the tax provided for in subdivision 2 of section 36; and said city is hereby authorized and empowered to construct and maintain bridges across the Willamette river at any points within the limits of said city not already occupied by bridges or ferry lines, with such suitable draws, openings as said city may deem proper; and it shall have power to purchase, lease, or condemn any bridge or bridges already existing across said river within said city limits. Nothing contained in the act entitled "An act to establish and incorporate the port of Portland, and to provide for the improvement of the Willamette and Columbia rivers in said port and between said port and the sea," shall operate to prevent the exercise by the city of Portland of the power herein conferred to construct and maintain bridges across the Willamette river.

Section 207. In any action, suit, or proceeding in any court concerning any assessment of property or levy of taxes authorized by this act, or the collection of such tax or proceeding consequent thereon, such assessment, levy, consequent proceeding, and all proceedings connected therewith shall be presumed to be regular and duly done or taken until the contrary is shown; and when any proceeding, matter, or thing is by this act committed or left to the discretion or judgment of the council, such discretion or judgment of the council when exercised or declared, is final, and cannot be reviewed or called in question elsewhere.

Section 208. In making a deed for real property sold for delin-

quent assessment for the improvement of a street it is not necessary to recite or set forth the proceedings prior to the sale; it is sufficient if it substantially appears from such deed that the property was sold by virtue of a warrant from the city of Portland, and the date thereof, for a delinquent assessment or tax, and the amount thereof, and interests and costs, together with the date of the sale and the amount bid thereat by the purchaser. The style of warrant for the collection of delinquent assessments or taxes shall be, "In the name of the city of Portland."

Section 209. Real property, when sold for or to satisfy a delinquent assessment or tax, must be sold for United States gold or silver coin, and not otherwise; and any one applying or seeking to redeem property so sold as in this act provided, must pay or offer to pay the sum necessary therefor in such coin, and not otherwise. Streets, sewers, parks, and all other public improvements shall be distributed.

Section 210. All county roads lying within the limits of the city of Portland which have not been laid out or accepted as streets by the authorities of said city, shall remain and be county roads until they shall be laid out or accepted by said authorities as streets, and be under the jurisdiction of the county court of Multnomah county, Oregon, and shall be worked, maintained, and improved as county roads outside the limits of said city are worked, maintained, and improved. No new plat of lots and blocks or of any addition shall be filed for record or be recorded, nor shall any street or alley be dedicated until the same shall have been submitted to the superintendent of streets and surveyor and approved by them. All public parks and squares shall be open to the public at all hours.

Section 211. The council, at its earliest convenience after this act takes effect, shall from time to time provide by ordinance for the codifying and publishing in book or pamphlet form of all city ordinances of a general character then in full force, and for the publishing in like form biennially thereafter such city ordinances for the current year.

Section 212. All existing city ordinances of the city of Portland as now incorporated, in force when this act takes effect, and not inconsistent therewith, shall be and remain in full force after this act takes effect, and thereafter until repealed by the council; and no right vested nor liability incurred when this act takes effect shall, by any provision of this act, be lost, discharged, or impaired; but all rights and property, both real and personal, including all parks, public grounds, and buildings, shall become and be rights and property of the city of Portland created by this act, and all liabilities heretofore incurred shall become and be liabilities to the

city of Portland created by this act, in the same manner and to the same extent respectively as they theretofore were to said present existing corporation, or the corporations of which it is the successor; *provided, however*, that the city of Portland created by this act shall have power and is authorized to compromise and settle with contractors and others as in its judgment it may deem best for work already done or contracted for, or if settlement be not made, then said city of Portland created by this act shall, by its common council, carry out and complete all such legal contracts as may have been entered into as shall remain unexecuted in whole or in part at the time this act shall take effect.

Section 213. All actions and proceedings pending in the municipal court of the city of Portland when this act takes effect, shall thereafter be proceeded in according to the provisions of this act, or any city ordinance applicable thereto, and continued in force by this act, and all actions and proceedings pending in the municipal court of the present city of Portland, shall thereafter be proceeded in by said municipal court according to the provisions of this act or any city ordinance then applicable thereto; and no proceedings for the collection of taxes or assessments or sale of property shall be affected by this act, but the chief of police shall proceed to enforce the same by virtue of this act.

Section 214. The incumbents in all offices of the city of Portland who shall be in office when this act shall take effect, shall hold under this act their respective offices until the ends of the terms for which they shall have been respectively elected or appointed, and until their respective successors shall have been elected or appointed and qualified, except as herein otherwise provided. The incumbents in the office of councilman for the first, second, third, fourth, and fifth wards of the city of Portland as created and defined in an act entitled "An act to incorporate the city of Portland, filed in the office of the secretary of state, February 19, 1891," and whose terms of office do not expire until the first Monday in July, 1894, shall hold their respective offices for the first, second, third, fourth, and fifth wards as created and defined by this act until the first day of July, 1894, without regard to their residence in such wards, and in the sixth, seventh, and eleventh wards as created and defined in this act, there shall be elected, at the general city election to be held in the city of Portland on the first Monday in June, 1893, by the qualified voters of said wards, one councilman for each of said wards. Said councilmen when so elected shall serve until the first day of July, 1894, and until their successors are elected and qualified; and the incumbents in the office of councilman for the sixth, seventh, and eighth wards, as created and defined

in the act entitled "An act to incorporate the city of Portland, filed in the office of the secretary of state, February 19, 1891," and whose terms of office do not expire until the first Monday in July, 1894, shall hold their respective offices for the eighth, ninth, and tenth wards, as created and defined in this act, until the first day of July, 1894, without regard to their residence in such wards.

Section 215. This act shall be in full force and effect from and after its approval by the governor.

Section 216. An act entitled "An act to incorporate the city of Portland," filed in the office of the secretary of state, February 19, 1891, is hereby repealed.

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the report and amendments were adopted.

Mr. Paxton moved that the bill be considered engrossed and read third time now.

The motion prevailed.

House bill No. 141 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—50.

Nays—Messrs. Bishop and Northup—2.

Absent—Messrs. Brown of Douglas, Buxton, Durham, Ford, Geer of Clackamas, Myer, Ormsby, and Upton—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Chandler, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on assessment and taxation, to whom was referred

house bill No. 379, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

E. N. CHANDLER,
Chairman.

On motion of Mr. Chandler, the bill was considered engrossed and passed to third reading.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 107, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 102.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Senate bill No. 85 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Cooper, Cornelius, Currin, Daly, Day, Duncan, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Stone, Trullinger,

Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker — 45.

Nays—Mr. Staats—1.

Absent—Messrs. Belknap, Buxton, Chandler, Coon, Durham, Elmore, Gill, Inman, Lawton, Myer, Myers, Ormsby, Toner, and Wright of Union—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign house bill No. 107, and soon thereafter announced that he had signed the same.

Mr. Ormsby was excused from further attendance on the evening session.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 166.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 339 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—52.

Nays—Messrs. Campbell, Elmore, and Inman—3.

Absent—Messrs. Buxton, Chandler, Lawton, Ormsby, and Wright of Union—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted the report of the committee on conference relative to adjournment.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

REPORT.

To the Honorable Legislative Assembly of the State of Oregon— GENTLEMEN: Your conference committee, to whom was referred the question of the time of final adjournment of this session, beg leave to report that we have had the matter under consideration and have agreed and do recommend to each branch of your honorable body that the time of final adjournment be fixed at 10 o'clock A. M. on Saturday, the eighteenth instant; but that no bill be passed by either branch or house after 12 o'clock midnight on Friday, the seventeenth instant.

P. L. WILLIS,
R. M. VEATCH,
A. B. MANLEY,
J. O. STAATS,
Committee.

On motion of Mr. Nickell, the report was adopted.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 267, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 346, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 264, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 219, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 158, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 357 with the following amendments:

AMENDMENT.

Amend section 1 so as to read as follows:—

Section 1. That section 2789 of the laws of Oregon as compiled by W. Lair Hill be and the same is hereby amended so as to read as follows:

Sec. 2789. It shall be the duty of the governor, the secretary of state, and the state treasurer, acting jointly, in each year, immediately after the assessments of property have been finally equalized, to ascertain by computation, as hereinafter provided, the total amount of revenue necessary for state purposes, including the sum of thirty thousand dollars for the current expenses of the Oregon national guard, and the sum of thirty thousand dollars for the current expenses of the university of Oregon; also the resulting rate of taxation in mills and decimals of a mill to be levied upon each dollar of assessable property subject to taxation, necessary to raise such revenue for the fiscal year for which said levy of taxes is made; and the said sums so to be raised for the support of the Oregon national guard and the university of Oregon are hereby appropriated for such purposes only. It shall be the duty of the aforesaid state officers, at the time they make such computation and levy, to apportion the sums so to be raised for all the said purposes among the several counties according to the amount of real and personal property subject to taxation therein, as shown by the

assessment rolls of the several counties after the same have been finally equalized.

AMENDMENT.

Amend section 2 so as to read as follows:—

Section 2. That section 2790 of the laws of Oregon as compiled by W. Lair Hill be amended so as to read as follows:

Sec. 2790. In computing the amount of revenue necessary for state purposes, the aforesaid state officers shall proceed as follows:

1. Prepare a tabular statement, consisting of all the items of expenses given separately to which the state will be subject under existing laws, for the fiscal year next after that year for which the last preceding state levy of taxes was computed and declared; also all items of deficiency, including interest on unpaid warrants left over from the previous year, the payment of which has been authorized by law; and also the sum of thirty thousand dollars for the current expenses of the Oregon national guard, and the sum of thirty thousand dollars for the support of the university of Oregon; and also, when such levy is made on the assessment of an even year, the estimated expense of one biennial session of the legislative assembly; and also when such levy is made on the assessment of an even year, the estimated total cost, not exceeding two hundred thousand dollars, of such additional buildings and improvements of public buildings of the state as the said state officers shall believe it to be necessary to make during the fiscal year for which such levy of taxes is computed.

2. From the sum total of the aforesaid items shall be deducted any surplus remaining in the treasury from all funds, however derived, not applied by law to some special purpose.

3. The remainder so obtained shall be the total amount of revenue to be raised the next ensuing year for state purposes, which are not provided for by special taxation duly authorized by law, and such remainder shall be apportioned among the several counties of this state according to the total amount of taxable property in each, and shall be levied and collected in each of said counties in the manner other taxes are levied and collected, and paid over to the state treasurer. If any county shall fail to pay to the state treasurer its entire apportionment of said taxes within thirty days after the date prescribed therefor in section 2813 of Hill's annotated laws of Oregon, the unpaid balance shall be deemed delinquent, and said county shall pay interest thereon from such date until paid; but the payment of such interest shall not relieve the county treasurer of any county from any penalty imposed by law for failure to pay said taxes as required by law.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Ford, the house concurred in the adoption of the amendments.

House bill No. 267 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Buxton, Northup, Ormsby, and Wright of Union—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 41.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 127.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 364 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Goodrich, Gowan, Hobbs, Houck, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—49.

Nays—Mr. Geer of Marion—1.

Absent—Messrs. Brown of Morrow, Buxton, Cooper, Elmore, Gill, Gullixson, Inman, Jeffreys, Lawton, and Ormsby—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 335 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Buxton, Northup, Ormsby, and Upton—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate bills Nos. 88, 183, 83, 154, 211, 5, 193, 151, and 119 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.
O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 88, 183, 83, 154, 211, 5, 193, 151, and 119, and soon thereafter announced that he had signed the same.

House bill No. 204 coming on for third reading, was read third time.

Messrs. Merrill and Belknap demanded a call of the house.

The clerk called the roll, and the following members were reported absent without leave: Messrs. Brown of Douglas, Campbell, Chandler, Gill, Gullixson, Lawton, Myers, Paxton, Wilkins, and Wright of Union.

On motion of Mr. Belknap, the sergeant-at-arms was instructed to bring in the absentees.

On motion of Mr. Jeffreys, further call of the house was dispensed with.

Mr. Jeffreys moved that further consideration of the bill be indefinitely postponed.

The ayes and nays were demanded by Messrs. Belknap and Merrill.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Blevins, Chandler, Cornelius, Currin, Goodrich, Houck, Inman, Jeffreys, King, Miller, Nichols, Nickell, Russell, Sheridan, Staats, Stone, Wilkins, and Wilkinson—18.

Nays—Messrs. Baughman, Belknap, Belts, Bishop, Brown of Morrow, Coon, Cooper, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Hobbs, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Northup, Toner, Trullinger, Upton, and Mr. Speaker—29.

Absent—Messrs. Brown of Douglas, Buxton, Campbell, Gill, Gowan, Gullixson, Lamson, Lawton, Myer, Ormsby, Paxton, Wright of Marion, and Wright of Union—13.

So the motion was lost.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 106, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap demanded a call of the house.

The clerk called the roll, and the following members were reported absent without leave: Messrs. Brown of Douglas, Campbell, Gill, Gullixson, Lawton, Paxton, and Wright of Union.

On motion of Mr. Belknap, the sergeant-at-arms was instructed to bring in the absentees.

Mr. Northup moved that further call of the house be dispensed with.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Bishop, Brown of Morrow, Coon, Cooper, Cornelius, Daly, Day, Duncan, Durham, Geer of Clackamas, Hobbs, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Northup, Trullinger, Upton, and Mr. Speaker—25.

Nays—Messrs. Belknap, Belts, Blevins, Chandler, Currin, Elmore, Ford, Geer of Marion, Goodrich, Houck, Inman, Jeffreys, King, Miller, Nichols, Nickell, Russell, Sheridan, Staats, Stone, Toner, Wilkins, Wilkinson, and Wright of Marion—24.

Absent—Messrs. Brown of Douglas, Buxton, Campbell, Gill, Gowan, Gullixson, Lawton, Myer, Ormsby, Paxton, and Wright of Union—11.

So the bill failed to pass.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 218.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

Your committee on engrossed bills, to whom was referred house bill No. 146, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 325, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

Mr. Durham asked the consent of the house that the clerk be instructed to correct the report of the committee on salaries and mileage by adding to Mr. Gill's allowance 160 miles.

There being no objection, the clerk was so instructed.

Mr. Nichols moved to reconsider the vote by which house bill No. 141 passed.

On motion of Mr. Currin, the house adjourned.

D. C. SHERMAN,
Chief clerk.

WEDNESDAY, FEBRUARY 15, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 15, 1893. }

The house was called to order by the speaker at 9:30 o'clock A. M.

The roll was called, and all the members were present excepting Messrs. Buxton, Geer of Clackamas, Lawton, Manley, Myer, Paxton, Stone, Toner, Wright of Marion, and Wright of Union.

Prayer was offered by the Rev. Mr. Whitaker.

On motion of Mr. Nickell, the reading of the journal was dispensed with.

Mr. Merrill asked unanimous consent of the house to introduce house resolution No. 41.

Consent was granted.

HOUSE RESOLUTION NO. 41.

Resolved, That a committee of three be appointed, consisting of the speaker and two members appointed by him, whose duty it shall be to examine, correct, and approve the journals of the house not read and approved during this session, also the calendar; and said approval to be made as soon as may be after the close of the present session of the legislative assembly. And said committee shall be empowered to employ necessary clerical aid, and shall be allowed the same per diem as the chief clerk.

On motion of Mr. Merrill, the resolution was adopted.

The speaker announced that he was about to sign house bill No. 106, and soon thereafter announced that he had signed the same.

Senate bill No. 33 coming on for third reading, was read third time.

Mr. Upton asked consent of the house to offer amendments to the bill.

Mr. Brown of Douglas objected.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper,

Curriu, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Union and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Buxton, Cornelius, Ford, Myer, and Wright of Marion—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Lamson asked unanimous consent of the house to submit the reports of the special committee appointed under house concurrent resolution No. 4.

Consent was granted, and the following reports were submitted :

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 3, 1893. }

Mr. Speaker :

We, the joint committee appointed to visit the Oregon state university, respectfully submit the following report:

We have visited the university located at Eugene, Oregon, and examined into the workings of the various departments, as thoroughly as the limited time at our disposal would permit, and do not hesitate to report that the university is an institution of learning of which the state of Oregon may well be proud. "It is an institution of learning calculated to mature and fit the minds of young men and women of our state with the highest educational attainments of a thorough collegiate course"; and there is evidence on every hand to show that the managers of the university are working to that end, and doing so very successfully.

We find the grounds and buildings and rooms therein of the university to be neatly kept, and the classes all conducted in a very systematic manner.

We were kindly shown through the museum by Prof. Condon, which we soon realized to be one of the best collection of specimens in the state. The university is in need of a fireproof building for the museum, as the specimens therein are of immense value, and in case of a fire would be an irreparable loss to the state.

The university has a well selected library, but is in need of more room to meet the additions which are being made each year. We believe that appropriations made at the last session of the legislature for repairs of buildings, etc., have been wisely and judiciously expended.

The number of students we find to be nearly the same as reported at the last session of the legislature. While the university is in a prosperous condition, we realize that the increase in the number of students is not as great as many may expect. The cause of this we believe to be due—not to the lack of any diligence or effort on the part of the managers of the institution—but owing to the fact that other institutions of learning in this state have dormitories, thus being able to furnish the students rooms and board much cheaper than can be obtained under the present circumstances at Eugene, and that this condition of affairs has occurred during the past two years, and thus places this institution at a great disadvantage. We believe the people of this state are anxious to have the beneficial influence of this institution extended to as great a number as possible, and believing that a dormitory to accommodate young men and women with cheap living is essential to that end, we therefore recommend that the sum of \$25,000 be appropriated by this session of the legislature for that purpose,—that being the estimated cost thereof,—and that the same be thus expended under the supervision of the board of regents.

HENRY E. MCGINN,
W. F. MATLOCK,
Senate committee.
H. W. LAMSON,
O. C. BROWN,
W. R. KING,
House committee.

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 2, 1893. }

Mr. Speaker :

Your committee appointed to visit the state normal school at Monmouth, Oregon, beg leave to submit the following report, to wit:

We, in company with many honorable members of both the house and senate, visited the above institution. We desire to acknowledge our appreciation of the kind, courteous, and generous manner in which we were received at said institution. We spent

the two hours' time at our disposal while there in an examination of the various departments and workings of the Oregon state normal school at Monmouth, Oregon. The faculty and students are earnest and enthusiastic in their work, and we were especially impressed with the diligence which seemed to pervade every department.

The Oregon state normal school is an institution of learning calculated to train and fit the minds of young men and women of our state for teachers. To that end, we believe, the institution to be working with great success. The present scholastic year is a very prosperous one, there being in attendance 370 students.

The normal school needs additional buildings to accommodate the rapidly increasing number of students, which is evident will continue during the next two years as it has during the past two years.

Respectfully submitted.

H. E. MCGINN,
W. F. MATLOCK,
Senate committee.

H. W. LAMSON,
O. C. BROWN,
W. R. KING,
House committee.

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

We, your committee appointed to visit the state agricultural college at Corvallis, Oregon, beg leave to submit the following report:

We visited the agricultural college of this state, made inquiry into the workings of the departments of the college and experimental station, and believe that there is evidence on every hand to show that the managers are striving to educate the students committed to their care in the line of the work for which the endowments have been made, and we believe that the board of regents are working in perfect harmony to this end.

We believe that the appropriations made at the last session of the legislature for building purposes have been wisely and judiciously expended. We find that the increase in the number of students during the last year has been 33 per cent up to date, and that its increase during the past four years, or since the first year, has been 185 per cent, and that there is evidence that the increase of attend-

ance during the next two years will not be less than the above ratio. That owing to said increase in the number of students it is necessary that additional buildings be provided or the board of regents will be compelled to advertise to the state that no more students can be received. We, therefore, recommend that in addition to the amount required to meet the deficiency, consisting of the balance now due the treasurer of the state agricultural college for amounts expended by the board of regents in the erecting and furnishing of the students' hall and dormitory, provided for by the legislature in its sixteenth session, that there now be appropriated a sum not less than \$26,100, to wit:

For mechanical department of said college:—

Enlarged building.....	\$9,000 00	
Addition to engines and boilers.....	1,500 00	
Lathes and other large tools.....	1,500 00	
Carpenter's tools, 25 sets.....	750 00	
Forges, 12.....	800 00	
		\$14,600 00

Electrical apparatus.....

1,500 00

Agricultural department:—

Barn and silo.....	\$1,000 00	
Tile drainage.....	1,000 00	
Implements.....	500 00	
		2,500 00

Horticultural department:—

Barn, potting, shed, and tool-room.....	1,850 00
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For the college building of said college:—

New heating apparatus.....	400 00
Desks, chairs, tables, etc.....	1,650 00
Incidental and architect fees.....	1,000 00

Total..... \$26,100 00

We believe that the agricultural college cannot get along without the above appropriation without resulting in great inconvenience and injury to said institution. In closing this report we beg leave to submit the following extract from the report of the committee appointed by the senate and house of representatives of the session of 1891 to visit the above institution:—

“Perhaps contrary to the general impression, the proper equipments of one of these colleges is far more expensive, being several times more than that of classical institutions. A college of agriculture and mechanic arts is not a cheap affair, and the sooner we awake to the idea that it will and ought to cost something to spread the knowledge of facts and principles, which will change the drudgery of common toil to the dignity and delight of intellectual and ennobling occupation, the better.”

Respectfully submitted.

HENRY E. MCGINN,
W. F. MATLOCK,
Senate committee.
H. W. LAMSON,
O. C. BROWN,
W. R. KING,
House committee.

On motion of Mr. Daly, the reports were adopted.

Mr. Bishop asked the unanimous consent of the house to submit the report of the special committee appointed under senate concurrent resolution No. 7.

There being no objection, the following report was submitted:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

The joint committee, appointed under senate concurrent resolution No. 8, to examine into the condition of the Oregon state insane asylum, report that the duty assigned them has been discharged, and we find:—

1. That the patients are supplied with all things necessary for their comfort; the food furnished the inmates is wholesome and abundant; great care and attention is paid to their personal cleanliness; the wards are kept in a cleanly condition, with as perfect sanitary and hygienic surroundings as possible under all circumstances. In all departments a most thorough fire system is in vogue and active operation, that would prove very effective in saving life and property in case of a conflagration. All attendants are gentlemanly and ladylike in their deportment, and we believe the patients are treated with the greatest kindness and consideration at their hands. The grounds are kept in perfect order; the barns, stables, hoggeries, and other outbuildings are kept clean and show that great care is exercised by those having them in charge. A large infirmary is now under course of construction that will prove highly beneficial in case of contagious diseases among the inmates of the asylum. This infirmary is built at a point high and rolling, so as to render it free from all contaminating influences. Through the asylum the state is the owner of 1,020 acres of good land and a good class of buildings. There are at present 828 inmates in the asylum. The cost of maintaining the institution the past two years was \$209,889.45. The per capita per month for the last two years was \$12.16, being the lowest figure the state has yet been able to attain for keeping her insane.

2. A thorough investigation of the books and accounts of the institution has been made by a competent person, and in every particular they have been found to be correct and self-explanatory. The book-keeper is gentlemanly and obliging, kindly lending his aid and assistance in every way possible in expediting the examination of the accounts. In the opinion of the committee a more

thorough, systematic, and correct method of auditing and keeping accounts could not be inaugurated than that in operation at the asylum.

And your committee would further report that they have thoroughly investigated charges made against the management of the asylum by certain parties, which charges, if true, would have proven condemnatory to the management and left a stain upon the fair name of the state of Oregon. These charges were:—

1. That the general management was not good.
2. That there was gross negligence and carelessness in handling the keys.
3. That the family of Jay Smith, the book-keeper, was kept at the expense of the state.
4. That Rumley, a discharged patient, had been illegally held as an inmate.
5. That Huntley, an employé, through negligence, was allowed improper privileges with a female patient.
6. That numerous female patients were pregnant through improper relations with attendants.
7. That Jay Smith paid J. Hastings money in order to have certain shortcomings of his (Smith's) covered up.
8. That Miss Lydia Roblin had aided in an illicit conspiracy and should be condemned.

On each of the foregoing propositions the committee, at regular stated sessions, has called witnesses, each and all of whom responded except one (Mrs. Hastings, who said she knew nothing of the case for which she was subpoenaed), and from the sworn evidence of the several witnesses called, we find:—

1. That the present management of the Oregon state insane asylum is equal to any of the former administrations, and superior to many similar institutions in older states.

2. That the system of keeping the keys is the best now known throughout the country (according to numerous answers to letters of inquiry on this point, shown us from superintendents of asylums from all parts of the United States), and that the utmost care and vigilance is exercised to see that the keys are placed only in proper hands.

3. That as the second assistant physician is a single man, Jay Smith occupies his cottage, and that all the provisions for his family are bought of Salem dealers, separate and apart from provisions furnished the asylum.

4. That Mr. Rumley was not discharged from the asylum at the time he claims he was, but was out simply on a written *parole* in

order to enable him to secure work on the outside, as is the custom and provided rule at the asylum here as elsewhere.

5. That Huntley did gain admittance to one of the female wards by passing a key through the grates of the guard from the outside; that the guard was unlocked by the said female inmate, and he was let in through the window; that he was discovered under the bed in a few moments, and before he had carried out his supposed purpose, taken from the room; his keys were taken from him and he was turned out of the building, since which time he has not been seen about the asylum; and that this occurred despite the fact that the utmost diligence and caution were exercised in these particulars, and in nowise reflect on the care and efficiency of the management, and could as readily have happened under any previous administration.

6. That the report that female patients were or are *enceinte* is false and without foundation of fact, there being absolutely no evidence or suspicion pointing in that direction.

7. That Jay Smith never paid Jay Hastings one cent for any purpose.

8. That the report that Miss Lydia Roblin knowingly gave her assistance in aiding an illicit meeting of parties is not true, and that the said report was not only an injustice but an injury to the young lady. That from all the evidence adduced we believe her to be a virtuous, chaste, and moral woman, and that she should be fully exonerated from all the charges made; and we would recommend that Miss Roblin be reinstated into the position which she held at the time the charges were made, and that those who made the charges and caused them to be published be severely censured.

And, in conclusion, your committee would earnestly deprecate the spirit prompting any man, or set of men, in aiding the circulation of rumors calculated to do injury to persons entrusted with highly responsible state duties, and worse still, procure a feeling of unrest and uncertainty among the citizens and taxpayers as to the protection and care afforded the unfortunate insane, without anything approaching reasonable evidence on which to base such rumors; and we take pleasure in giving this assurance, that the management of the Oregon state insane asylum is in perfectly trustworthy hands.

SALEM, Oregon, February 15, 1893.

Your committee from the house of representatives respectfully recommend that the house clerk be allowed the sum of five dollars per day for the time employed.

W. R. BISHOP,
S. B. ORMSBY,
J. J. HOUCK,

House committee on asylum for insane.

Hereto is appended a financial exhibit of the expenses of the asylum for the two years ending November 30, 1892:—

ACCOUNT

Of articles consumed in the Oregon State Insane Asylum during the years 1891-92.

Articles.	Value.
Flour.....	\$ 8,965 48
Meat.....	25,116 87
Sugar.....	4,085 63
Tea.....	1,093 97
Syrup.....	1,592 13
Potatoes.....	805 82
Butter.....	6,284 06
Coffee.....	2,006 78
Lard.....	85 25
Fish.....	3,706 10
Poultry and eggs.....	3,026 53
Beans and peas.....	110 07
Rice.....	1,181 05
Corn meal and middlings.....	755 80
Fruit.....	3,617 16
Vegetables.....	4 80
Salt.....	252 23
Vinegar.....	275 56
Small groceries.....	3,224 08
Soap and potash.....	716 57
Drugs.....	1,440 35
Cattle.....	879 00
Tobacco.....	1,939 61
Dry goods.....	2,063 52
Clothing and hats.....	7,865 95
Shoes and leather.....	1,813 76
Blankets.....	147 00
Threshing bill.....	219 98
Hogs.....	154 80
Harness.....	19 00
Furniture and crockery.....	689 32
Hardware and tinware.....	1,152 34
Spoons and cutlery.....	44 53
Saddle horse.....	75 00
Hay.....	400 00
Grain and feed.....	579 47
Garden tools and seed.....	478 02
Lumber.....	168 08
Building material and repairs.....	3,053 78
Brooms and brushes.....	652 24
Books and stationery.....	302 28
Oil and gas.....	233 45
Paints and glass and turpentine.....	34 25
Fuel.....	10,515 29
Bedding.....	240 46
Castings, pipes, and irons.....	20 00
Cracked wheat.....	214 45
Oat meal.....	391 25
Expense.....	8,926 73
Amusements.....	923 18
Improvements.....	5,206 09

Hog.....	\$ 10 00
Library.....	18 60
Blacksmithing.....	126 73
Sand.....	8 75
Veterinary surgeon.....	3 00
R. M. Wade & Co.—contract.....	77 00
J. C. Brown & Co.—contract.....	137 96
John Hughes—contract.....	137 45
Cattle.....	30 00
Total.....	\$ 118,797 11

STATEMENT

Showing the cost of the different departments for the years 1891-92.

Department.	Cost.
Kitchen and dining rooms.....	\$ 55,868 96
Male department.....	7,905 17
Female department.....	3,189 38
Bakery.....	9,207 06
Laundry.....	367 38
Engine room.....	5,744 96
Farm, garden, and dairy.....	3,057 44
Stable.....	83 51
Repairs.....	3,053 78
Carpenter shop.....	164 87
Drug store.....	1,439 75
Sewing room.....	7,541 29
Shoe shop.....	101 92
Center building.....	1,357 79
Office.....	144 39
West Cottage.....	-----
East Cottage.....	-----
Tailor shop.....	229 94
Stanley farm.....	4,132 02
Expense.....	8,926 73
Improvements.....	5,206 09
Pest house.....	6 19
Amusements.....	923 18
Blacksmithing.....	126 73
Library.....	18 60
Total.....	\$ 118,797 11
Amount of pay-roll.....	91,092 34
Grand total.....	\$ 209,889 45

P. P. GATES,
J. H. RALEY,

Committee on part of senate.

W. R. BISHOP,
S. B. ORMSBY,
J. J. HOUCK,

Committee on part of house.

On motion of Mr. Bishop, the report was adopted.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house

bill No. 251, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

House bill No. 380. Mr. Upton. (By unanimous consent). A bill for an act to appropriate money for the maintenance and subsistence of females holding free scholarships at the state agricultural college at Corvallis, Oregon.

House bill No. 380 was read first time and passed to second reading without question.

Mr. Upton moved that the rules be suspended and that house bill No. 380 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Campbell, Chandler, Coon, Cooper, Cornelius, Day, Duncan, Durham, Ford, Geer of Marion, Gili, Gowan, Gullixson, Hobbs, Houck, King, Lamson, Maloney, Manley, Mays, McEwen, Merrill, Miller, Nichols, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—39.

Nays—Messrs. Baughman, Blevins, Brown of Douglas, Elmore, Geer of Clackamas, Goodrich, Lawton, Layman, Merritt, and Sheridan—10.

Absent—Messrs. Belknap, Brown of Morrow, Buxton, Currin, Daly, Inman, Jeffreys, Myer, Myers, Nickell, and Northup—11.

So the motion was lost.

The committee appointed under house concurrent resolution No. 13, to consider a plan for the acquisition by the state of Oregon of the locks on the Willamette river at Oregon City, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February —, 1893. }

Mr. Speaker:

Your committee under house concurrent resolution No. 13, appointed to consider a plan for the acquisition by the state of Oregon of the locks on the Willamette river at Oregon City, and also to consider the use now being made and proposed of the water of the river at Willamette falls for industrial purposes, beg leave to report as follows:—

BRIEF HISTORICAL SKETCH.

The Willamette Falls Canal and Lock Company was incorporated September 14, 1868, by N. Haun, E. W. Baughman, and Samuel L. Stevens. Its authorized capital was \$300,000. Its purposes was declared to be "to locate and construct a canal and suitable boat locks at the falls of the Willamette river, on the west side of said falls, so as to pass boats from lower to upper Willamette river so as to insure the speedy transit of freight and passengers up and down said Willamette river." It was specified that this canal would commence at a point on the west side of the Willamette river opposite the town of Canemah, and terminate opposite the town of Oregon City.

By supplemental articles of incorporation filed February 3, 1871, the additional objects of the corporation were declared to be to collect tolls not exceeding the amount fixed by law; to purchase, hold, sell, convey, lease, and use water power and water privileges and any personal property that said corporation may deem necessary and advantageous; also to purchase, hold, convey, etc., real estate; to build mills, factories, and houses, and manage, lease, and operate the same, etc.; to conduct water from the Willamette falls or from said canal, and to sell, lease, and dispose of the same for any useful purpose; and to build, buy, own, and operate steamboats, etc., on the Willamette and Columbia rivers.

October 28, 1868, an act was passed granting aid to the Willamette Falls Canal and Lock Company to construct a canal and locks at the west side of the Willamette falls. This act granted to the company a subsidy of \$150,000 "upon the express condition that said corporation, after the completion of said canal and locks as hereinbefore set forth, shall not for a period of ten years after the same is completed, charge a greater rate of tolls than seventy-five cents per ton for all freight, and twenty cents for each passenger passing through said canal and locks in steamboats or other water craft." By the terms of the law \$100,000 were to have been expended on the work by January 1, 1870, and the whole enterprise completed by January 1, 1871. The works were not constructed under this act for the reason that the amount of aid was too small and the time for their completion too short.

This law was substantially reenacted in 1870 (see "Exhibit A" hereto attached), except that the aid given by the State was \$200,000 in gold bonds bearing interest at the rate of seven per cent per annum, payable semi-annually, the bonds to run ten years or less, at the option of the state, and to be paid from the fund arising from the sale of land donated to the state of Oregon by the United States

for internal improvements. The limit of tolls was made fifty cents a ton for freight and ten cents for each passenger. A bond in the sum of \$300,000 was required and given that the work would be completed by January 1, 1873; and the work was so completed and accepted by a board of commissioners appointed by the governor as provided in the act. These commissioners were John Whitaker, L. Brooke, and George R. Helm, and after due examination they reported that the canal and locks were "completed in all respects as required by law, and in many respects on a more extensive plan than that required by the act referred to." From the date of their completion the canal and locks were open and doing business to the great advantage of the state.

The Willamette Transportation and Locks Company was incorporated December 28, 1875, by William Strong, W. H. Effinger, and Frank T. Dodge, and it was capitalized at \$1,000,000. The objects of this company were mainly the same as those of the Willamette Falls Canal and Lock Company. By a deed dated March 8, 1876, recorded in Clackamas county, the Willamette Falls Canal and Lock Company conveyed all its property, including the canal and locks on the west side of the Willamette falls, to the Willamette Transportation and Locks Company for the sum of \$500,000. Supplemental articles increasing the powers of the latter corporation were filed January 8, 1877, by J. C. Ainsworth, S. G. Reed, R. R. Thompson, and B. Goldsmith.

The Portland General Electric Company was incorporated August 5, 1892, by P. F. Morey, Frederick V. Holman, and Charles H. Caufield. Its authorized capital is \$4,250,000. Among the objects of this corporation are the owning and operating of the canal and locks on the west side of the Willamette falls, and the ownership, use, and control of the water power of the falls for any useful purpose. The Willamette Transportation and Locks Company, by a deed dated August 24, 1892, conveyed to the Portland General Electric Company "for and in consideration of divers good and valuable causes and considerations and one gold dollar," certain real estate "together with all and singular the canal, locks, basin, breakwater, improvements, tenements, hereditaments, and appurtenances, and all water power and riparian rights thereunto belonging or in any wise appertaining."

So the present title to the canal and locks property is in the Portland General Electric Company. However, January 1, 1887, mortgage bonds to the amount of \$420,000 were issued to Elijah Smith by the Willamette Transportation and Locks Company, payable on or before January 1, 1899, and these still exist as a lien against the property.

IMPROVEMENT AND USE OF WATER POWER.

In 1889, the Willamette Transportation and Locks Company entered into contract with the Willamette Pulp and Paper Company whereby the latter obtained building sites adjoining the boat canal and the right to take water from the canal for use in manufacturing pulp and paper. The Crown Paper Company obtained similar rights in 1889. An excelsior and shoddy mill near the foot of the locks also gets its motive power from the canal. These manufactories use about 3,800 horse power on contracts running from thirty to fifty years from January 1, 1887.

Several important improvements have been made to accommodate the industries located about the falls. In order to furnish sufficient water so that the mills on the lower reach of the canal might take the water required by them in manufacturing without interfering with navigation, a reënforcing flume was constructed in 1892, leading from the basin at the head of the canal into the main canal just below the upper pulp mill. A drift wing was also constructed on the east side of the river above the falls. It consists of bent work faced with sawed timber, all firmly anchored to the rock bottom, and extends into the stream, nearly parallel with the current of the main channel, a distance of 1,000 feet. The purpose of this drift wing is to force drift wood over the main spill-way of the falls. Its cost was \$10,000. Last summer a dam was built across the river near the brink of the falls. It is 2,500 feet long, is firmly fastened to the solid rock, and cost \$30,000. Though its real height is but one foot above the mean low water level, its effect, by stopping the flow through numerous seams and fissures in the rocks, is to raise the water about eighteen inches higher than before the dam was constructed. This dam has greatly benefited navigation above the falls by raising the water in the river so as to overcome riffles that formerly existed in the channel a distance of about twenty-five miles above the falls to the detriment of navigation. It makes slack water where were formerly troublesome small rapids. Captains of all the steamboats plying on the upper Willamette river testify to this fact.

COST AND ANNUAL RECEIPTS.

The whole length of the canal and locks at the falls of the Willamette is 3,240 feet. The canal is 1,000 feet from the upper entrance to the first guard lock, thence to the first lift lock 1,500 feet, and at the lower end are four lift locks, each 40x210 feet and having a ten-foot lift. The canal is at no point less than forty feet wide. The engineer who had charge of the construction of the

canal and locks, Captain Isaac W. Smith, of Portland, says the cost of actual construction was between \$300,000 and \$325,000. As nearly as can be ascertained now the cost of the right of way and incidental expenditures brought the total cost of the improvement up to about \$450,000. The annual receipts from tolls during the past six years, according to reports on file in the office of the secretary of state, have been as follows:—

For the year 1887-----	\$ 11,662 49
For the year 1888-----	19,771 56
For the year 1889-----	19,233 75
For the year 1890-----	15,054 93
For the year 1891-----	15,897 00
For the year 1892-----	12,871 75
	<hr/>
	\$ 94,491 48

Average annual receipts from tolls-----\$ 15,748 58

The ordinary annual expenditures are \$2,700 for labor in operating the canal and locks and fully \$1,000 for repairs. Deducting the sum of these from the average annual receipts from tolls leaves \$12,048.58, which is less than two and three fourths per cent on the investment, without allowing anything for salaries of officers of the corporation. So the state has not during these years received anything from the company under the provision of law requiring ten per cent of the net proceeds arising from tolls to be paid into the common school fund of the state. The only payment made under this provision was the sum of \$435 paid into the state treasury as ten per cent of the net profits for 1873. Since that time it is alleged there have been no net proceeds arising from the tolls at the locks, and consequently no payments have been made to the state.

The right of way for the canal was acquired by condemnation proceedings in the circuit court for Clackamas county, and comprised a tract of land sixty feet wide along the length of the canal.

FURTHER IMPROVEMENTS.

Several important improvements of the water power and canal are to be made the present year. The canal is to be made eighty feet wider along 1,300 feet of its length, and a solid wall of masonry is to be constructed along a reach of the canal that is now sustained by a wooden wall that is decaying and allowing much leakage. The cost of this improvement is estimated to be between \$135,000 and \$150,000. Its effect will be to increase the volume of water

carried in the canal so that there will be an abundance for both navigation and manufacturing purposes; to make the canal wide enough so that the largest boats may pass each other in opposite directions, thus facilitating the passage of craft through the canal and locks and to provide a permanent and substantial wall along a course of the canal where there is now a comparatively frail and insecure one. Another improvement contemplated for this year is the deepening and renewing of the lowest lock so as to make it safe and convenient for the passage of boats at the lowest stage of water, it being now dangerous for large boats at that stage. The latter improvement is estimated to cost about \$16,000. The widening of the canal and erection of the wall of masonry, and the renewing of the lowest lift lock, will be of great benefit to the property in the interest of navigation.

At the edge of the newly enlarged canal there will be erected this year a monster electric power station capable of generating 10,000 horse power. This will supersede the present electric power house on the east side of the falls in furnishing current to light the city of Portland and for operating electric railways between Oregon City and Portland, as well as supplying light, heat, and power for general purposes at the termini of the lines and at intermediate points. The present electric power station has a water wheel capacity of but 3,175 horse power.

WATER POWER CAPACITY.

The total water power capacity of the Willamette river at the falls at Oregon City is about 56,000 horse power. This estimate is based on computations of United States engineers for the lowest stage of water during the dry season. The vertical fall is forty feet. Of the gigantic power at the falls less than 8,000 horse power is now utilized in manufacturing on both sides of the river. In order to give a better idea of the importance of the great Oregon water power comparison is here made with several others that are well known:—

<i>Seat of power.</i>	<i>Horse power capacity.</i>	<i>Horse power used.</i>
Oregon City, Oregon	56,000	8,000
Spokane, Washington	30,000	-----
Minneapolis, Minnesota	25,000	25,000
Holyoke, Massachusetts	24,000	16,760
Lowell, Massachusetts	11,845	11,845

The progress of electrical science makes possible a much greater development of the Oregon City water power than could be realized

from the direct application of water for motive power; because factories may be advantageously operated by electricity transmitted some distance through wires, and are not compelled to crowd upon the margin of the water, where sites are not always easily obtained, nor the most suitable for manufacturing purposes. The great enterprise at Oregon City is a pioneer in this special line of utilizing water power. The value of Oregon City manufactures this year will be about \$3,000,000.

EFFECT ON TRANSPORTATION RATES.

The transportation rates in effect on the Willamette river before the construction of the canal and locks at the falls at Oregon City are not now available. From the testimony of persons acquainted with the conditions then existing, however, it is ascertained that the building of the Oregon and California Railroad in 1870, together with the unusual competition on the river on account of the prospective opening of the stream to continuous navigation, had the effect of reducing freight rates in 1870 and 1871 to about one half what they had previously been. The circumstances seem to indicate that the reduction in freight rates was due more to competition in carrying than to the construction of the locks. But most raw materials and many manufactured articles can always be more cheaply carried by water than by rail, where ordinary conditions prevail, and the presence of the waterway in the Willamette valley has the effect of keeping freight rates much lower than they would be without this influence. And this value of the waterway as a regulator of traffic charges would be reduced or totally destroyed by any impassable barrier to continuous navigation. Hence the canal and locks at Willamette falls give the river about the same office that a wholly free channel would have. A comparison of transportation rates on grain by rail on different roads and by steamer on the river will illustrate this point.

From Salem to Portland, by steamer, distance sixty miles, the rate is eight and three fourth cents a hundred.

From Salem to Portland, by rail, distance fifty-two miles, the rate is nine cents a hundred in carload lots.

In Southern Oregon, where the river influence does not operate, from Grants Pass to Ashland, distance forty-five miles, the rate is ten cents a hundred.

The Union Pacific charges ten and one half cents a hundred for a fifty-mile haul, and before being compelled by the board of railroad commissioners to lower its rate it charged thirteen cents a hundred.

The Columbia river also carried considerable freight of this class, but the cascades and the dalles so bind that stream that it has comparatively little effect as a regulator of transportation charges.

Under the law granting a subsidy for the construction of the canal and locks at Oregon City, the state reserved the right to purchase the works at the expiration of twenty years from the date of their completion. This period expired the first of last January. If it is desired at this time to take steps toward the acquisition of the canal and locks property, we recommend the passage of senate bill No. 196, after amending section 5 so as to read as follows:—

Section 5. "That the action hereby and herein authorized to be brought, shall be instituted in the county where said canal and locks are situated."

Respectfully submitted.

H. E. CROSS,
J. H. RALEY,
JOHN GILL,
GEO. J. CURRIN,
Committee.

While concurring in the foregoing report, I, the undersigned, would recommend that the limit fixed in section 10 of senate bill No. 196, whereby a sum not exceeding \$200,000 is appropriated to accomplish the purposes of the act be removed. It would seem to me to be little less than farcical for the state to go to the expense of prosecuting an action in the courts without being prepared to act upon the results of the suit. The incidental expenses of carrying into effect the provisions of this act would be considerable, leaving the sum to be applied to the actual purchase of the canal and locks property materially reduced from \$200,000. This amount might be less than the value of the canal and locks as determined by the courts, and the board of canal commissioners would then be powerless to act under this law, and the expense incurred in arriving at this unsatisfactory result would simply be the waste of so much money. I favor the removal of this limitation to the action of the board of canal commissioners.

Respectfully submitted.

H. E. CROSS.

Your special committee, appointed to investigate the canal and locks at Oregon City, beg leave to report as follows:—

From the best information we are able to obtain, we desire to report that in our opinion the state of Oregon should not purchase

the said canal and locks at this time for the following reasons: In our opinion, it would be a useless expenditure of money and would not avail the state enough to warrant the purchase of the same; neither can we recommend the plan of purchase as indicated by senate bill No. 196.

L. H. RUSSELL.

EXHIBIT A.

An act to appropriate funds for the construction of a steamboat canal at the Willamette falls.

Whereas the Willamette Falls Canal and Lock Company was duly incorporated under the laws of Oregon on the fourteenth day of September, 1868, for the purpose of constructing a canal and locks at and on the west side of the Willamette falls; and whereas it is of great importance to the people of Oregon that the obstructions to free navigation of the Willamette river at that place should be removed and freights carried on said river should be cheapened; therefore,

Be it enacted by the Legislative Assembly of the State of Oregon:

Section 1. That the state of Oregon hereby agrees and pledges its faith to pay the Willamette Falls Canal and Lock Company the sum of money, in gold coin, as hereinafter set forth, out of the funds donated by the United States to the state of Oregon for internal improvements.

Section 2. In order to entitle the said corporation to receive the sum of money hereby agreed to be paid, it shall be the duty of said corporation to construct a canal and locks at and on the west side of the Willamette falls; the said locks to be not less than one hundred and sixty feet in length, and forty feet in width, and to be constructed chiefly of stone, cement, and iron, and otherwise built in a durable and permanent manner; the said canal and locks to be completed on or before the first day of January, 1873. And after the completion of the same, the said corporation shall pass without delay through the said canal and locks, all steamboats, flatboats, barges, and other water craft, in the order in which they shall arrive at either terminus of said canal.

Section 3. The state of Oregon agrees to pay the said sum of money upon the express condition that the said corporation, after the completion of the said canal and locks, as hereinafter set forth, shall not charge a greater rate of tolls than fifty cents per ton for freight and ten cents for each passenger going through said canal and locks in steamboats or other water craft. And at the expira-

tion of twenty years from the time said canal and locks are completed, the state of Oregon shall have the right and privilege to take and appropriate to its own use forever the said canal and locks, upon the payment to the said corporation the actual value thereof at the time of taking and appropriating the same, which value shall be ascertained in such manner as the legislative assembly of Oregon may hereafter prescribe.

Section 4. Within ninety days after the approval of this act, the Willamette Falls Canal and Lock Company shall execute and deliver to the secretary of state a good and sufficient bond, with sureties, payable to the state of Oregon, in the sum of three hundred thousand dollars, in gold coin of the United States, said bonds to be approved by the governor of this state, conditioned that the said company shall, on or before the first day of January, 1873, construct and complete said canal and locks, in accordance with the provisions of this act. Upon the delivery and approval of said bond, the governor and secretary of state shall issue and deliver to the said Willamette Falls Canal and Lock Company gold bonds of the state of Oregon for the sum of two hundred thousand dollars, in bonds of five hundred dollars each, payable to said canal and lock company, or its legal assigns, in ten years or sooner, at the option of the state, bearing interest at the rate of seven per cent per annum; payable semi-annually in gold. Principal and interest of said bonds shall be paid out of the fund arising from the five per centum of the net proceeds of the sale of the public lands of the United States lying within this state, or out of the fund arising out of the sale of the five hundred thousand acres of land donated to the state of Oregon by act of congress for the purpose of internal improvements, and not otherwise, or from both of said funds, and not otherwise.

Section 5. The faith of the state of Oregon is hereby pledged so to administer said funds as to make them available at the earliest period for the payment of said bonds by this act authorized to be issued, upon the express condition that said corporation shall construct said canal and locks in the manner before provided in this act, and not charge a greater rate of tolls than is herein set forth. And it is further provided that the issuance and payment of said bonds shall be made upon the express condition that said corporation shall pay to the state of Oregon ten per centum of the net profits arising from the tolls collected from passing freights and passengers through said canal and locks, which sum of ten per centum of net profits shall be paid into the common school fund of this state.

Section 6. The said canal and lock company shall be required

to fully complete said canal and locks, according to the requirements of this act, on or before the first day of January, 1873; and if the above condition is not complied with, the bonds required by this act to be given by said corporation to the state of Oregon shall be deemed to be forfeited and broken, and all the rights given to said company by the state under this act shall be deemed forfeited.

Section 7. Upon the completion of the said canal and locks, the governor shall appoint three commissioners to examine the works and report thereon; and if, from the report of said commissioners, or a majority of them, the works are declared to be completed as hereinbefore specified, then said corporation shall be discharged from all liability on its bond executed to the state of Oregon.

Section 8. The sum of fifty thousand dollars is hereby appropriated out of any moneys in the treasury belonging to said funds hereinbefore specified, to be applied in payment of the interest on said bonds, and in payment of the principal of said bonds as far as the same shall extend.

Section 9. In case the state of Oregon shall at any time take possession of said canal and locks as provided in this act, the said sum of two hundred thousand dollars shall be paid into the common school fund of this state by the state of Oregon.

Approved October 21, 1870.

SENATE BILL NO. 196.

Introduced by Mr. Weatherford, and read first time January 30, 1893.

A bill for an act to authorize the state of Oregon, through its board of canal commissioners, to take and appropriate to its own use the Willamette falls and locks, to ascertain their value, to pay for and operate the same, to regulate the rates of toll, and to exercise all the necessary supervision and control over the same in all manner necessary to the procurement of their full earning revenue; to sue for and condemn private or any property for all purposes necessary in any way connected therewith; to charge and collect tolls for freight and passengers passing through the same, and to appropriate money therefor.

Be it enacted by the Legislative Assembly of the State of Oregon:

Section 1. That the governor, secretary of state, and state treasurer of the state of Oregon, and their successors in office, constituting and comprising the board of canal commissioners, shall have full power and authority to do and perform all the acts and things hereinafter mentioned for and in the name of and on behalf of the state of Oregon.

Section 2. That the board of canal commissioners shall, immediately after the taking effect of this act, or as soon therefor as may be practicable, ascertain the value of the Willamette falls canal and locks, constructed pursuant to an act of the legislative assembly of the state of Oregon, entitled "An act to appropriate funds for the construction of a steamboat canal at Willamette falls," approved October 21, 1870, as follows: They shall ascertain the amounts received during the year 1892 from tonnage and passenger traffic by the Willamette Falls Canal and Lock Company, or any person, corporation, or firm claiming under such corporation, deducting therefrom the expense of their operation, as well as the amount necessary, if any, to put them in complete repair and running order, and thereupon the said board shall pay to the present owner or owners of the said canal and locks as payment in full such sum of money which at six per cent interest would bring the net amount ascertained to be remaining from the calculation above described.

Section 3. That thereupon the said board of canal commissioners shall take possession and charge of the Willamette falls canal and locks, and shall control and operate the same.

Section 4. That if the said Willamette Falls Canal and Lock Company, or any person, firm, or corporation claiming title to said Willamette falls canal and locks, shall refuse to accept the sum ascertained as the value thereof as herein prescribed, and shall refuse to surrender the possession thereof to the said board of canal commissioners upon the tender of said sum so ascertained, then and in that event the said board of canal commissioners are authorized and directed immediately thereafter, for and on behalf of the state, and in its name, to condemn by suit or action, the said Willamette falls canal and locks, together with so much lateral space on each side thereof as may be necessary or convenient for their convenient and proper maintenance, use, and operation the whole length of said canal, in the same way and manner as is now provided by the laws of this state for the condemnation of land and rights of way by other corporations for public use, and the compensation ascertained and paid in the same way and manner as is now provided by law in condemnation proceedings, except that the compensation so ascertained to be paid is to be paid by a deposit in court of an order duly drawn upon the state treasurer for the amount of such compensation.

Section 5. That the action hereby and herein authorized to be brought may be instituted in any circuit court in the state which the said board of commissioners may elect.

Section 6. That the said board of canal commissioners shall, as soon as possession thereof is obtained, use and exercise control of

the said Willamette falls canal and locks for and in behalf of the state, and shall have the right and it shall be their duty to fix tolls for traffic through said canal and locks, and if not incompatible with the best interests of the state to so fix said rates of toll as to realize a sufficient revenue to pay a reasonable rate of interest on the amount invested therein, the operating expenses, and the necessary cost of keeping said canal and locks in good repair.

Section 7. That the board of canal commissioners shall have authority to lease to any incorporated city, person, or corporation, for any purpose they may desire, the privilege of using any water power controlled by said canal and locks, or appertaining or belonging thereto at a fair and reasonable compensation, for such time as they may deem best, not exceeding ten years.

Section 8. That the board shall have the power to appoint a superintendent of the said canal and locks, and fix his compensation, shall have power to authorize him to employ the necessary help, and shall require of such superintendent good and sufficient bonds for the faithful performance of duty.

Section 9. That the board shall have authority to institute in behalf of the state and in its name any action, suit, or proceeding against any person, firm, or corporation infringing on the rights of the state pertaining to said canal and locks, or for any other purpose necessary to protect the rights and interests of the state in and about the premises.

Section 10. That there be and is hereby appropriated out of the general fund for the uses and purposes aforesaid, the sum of two hundred thousand dollars (\$200,000), and the secretary of state is hereby authorized to draw warrants on the treasurer for the said sum or any part thereof.

Section 11. Inasmuch as the public interest and welfare of the state urgently demand that the state shall control the navigation of the waters of the Willamette river, this act shall take effect and be in force from and after its approval by the governor.

On motion of Mr. Gill, the report was adopted.

By unanimous consent of the house, Mr. Gill introduced house resolution No. 42.

HOUSE RESOLUTION NO. 42.

Resolved, That five hundred copies of the report of the joint committee appointed under house joint resolution No. 13 be ordered printed.

The resolution was adopted.

Mr. Belts moved that the rules be suspended and senate bill No. 96 be read third time now and placed on final passage.

The motion prevailed.

Senate bill No. 96 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Buxton, Cooper, Jeffreys, Lawton, Manley, and Myer—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bill No. 107.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 284.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 8.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has amended the house amendments to senate bill No. 38, and have concurred in the amendments as amended.

AMENDMENT.

After the word "Curry," insert "\$250."

AMENDMENT.

After the word "Jackson," insert "\$500."

AMENDMENT.

After the word "Marion," insert "\$1,200."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Durham, the house concurred in the amendments to the amendment.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 14, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has

concurred in the adoption of house concurrent resolution No. 28.
And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 129, with the following amendments:

AMENDMENT.

In line 18, page 2, strike out the word "an" and insert in lieu thereof the words "a county," so that it will read "a county agricultural society."

AMENDMENT.

After the word "premium," in line 21, page 2 of printed bill, add: "and unless the president of such county agricultural society shall, on or before the thirty-first day of August of each year, file with the president of the southern state board of agriculture an affidavit setting forth the fact that said county agricultural society had held a fair during the preceding year, as provided in this section, it shall be conclusively presumed that no such fair has been held."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Geer of Marion, the house concurred in the adoption of the amendments.

Mr. Belknap moved that the vote by which house bill No. 204 failed to pass be reconsidered.

Mr. Durham moved the previous question.

The motion prevailed.

Mr. Wilkinson moved that the motion to reconsider be made the special order of business for 2 o'clock P. M.

The motion was lost.

Messrs. Belknap and Wilkinson demanded a call of the house.

The clerk called the roll, and the following members were reported absent without leave: Messrs. Campbell, Cooper, Daly, Inman, Jeffreys, Manley, Nickell, and Paxton.

On motion of Mr. Belknap, the sergeant-at-arms was instructed to bring in the absentees.

Mr. Wilkinson moved that further call of the house be dispensed with.

The motion was lost.

On motion of Mr. Belknap, Messrs. Wilkinson, Durham, and Ormsby were appointed a committee to assist the sergeant-at-arms.

On motion of Mr. Belknap, further call of the house was dispensed with.

The question being on the motion to reconsider the vote by which house bill No. 204 failed to pass, the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Coon, Cornelius, Day, Duncan, Durham, Ford, Geer of Marion, Gill, Gowan, Gullixson, Hobbs, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myers, Northup, Ormsby, Toner, Trullinger, Upton, and Mr. Speaker—34.

Nays—Messrs. Currin, Elmore, Geer of Clackamas, Goodrich, Houck, King, Nichols, Russell, Sheridan, Staats, Stone, Wilkins, and Wilkinson—13.

Absent—Messrs. Buxton, Chandler, Cooper, Daly, Inman, Jeffreys, Lawton, Manley, Myer, Nickell, Paxton, Wright of Marion, and Wright of Union—13.

So the motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Coon, Cooper, Cornelius, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Northup, Ormsby, Trullinger, Upton, and Mr. Speaker—34.

Nays—Messrs. Blevins, Campbell, Currin, Elmore, Goodrich, Houck, Inman, Jeffreys, King, Miller, Nichols, Nickell, Russell, Sheridan, Staats, Stone, Toner, Wilkins, Wilkinson, and Wright of Marion—20.

Absent—Messrs. Buxton, Chandler, Daly, Myers, Paxton, and Wright of Union—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Gullixson moved that the rules be suspended and house bill No. 378 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Campbell, Coon, Cooper, Cornelius, Currin, Daly, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Trullinger, Upton, Wright of Marion, and Mr. Speaker—46.

Nays—Messrs. Blevins, Day, Elmore, Houck, and McEwen—5.

Absent—Messrs. Buxton, Chandler, Jeffreys, Myer, Sheridan, Toner, Wilkins, Wilkinson, and Wright of Union—9.

So the rules were suspended and house bill No. 378 was read second time by title only and passed to third reading.

Mr. Gullixson moved that the rules be further suspended and house bill No. 378 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas, Campbell, Coon, Cooper, Cornelius, Currin, Duncan, Durham, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Lamson, Lawton, Maloney, Manley, Mays, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wright of Marion, and Mr. Speaker—40.

Nays—Messrs. Blevins, Day, Elmore, Ford, Houck, Layman, and McEwen—7.

Absent—Messrs. Brown of Morrow, Buxton, Chandler, Daly, Geer of Marion, Jeffreys, King, Myer, Sheridan, Upton, Wilkins, Wilkinson, and Wright of Union—13.

So the rules were suspended and house bill No. 378 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Brown of Morrow, Campbell, Coon, Cornelius, Currin, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Merritt, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Toner, Trullinger, Wright of Marion, Wright of Union, and Mr. Speaker—40.

Nays—Messrs. Baughman, Blevins, Brown of Douglas, Cooper, Day, Elmore, Houck, McEwen, Miller, Staats, Stone, Upton, and Wilkins—13.

Absent—Messrs. Buxton, Chandler, Daly, Jeffreys, Myer, Myers, and Wilkinson—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 4, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 41, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house

bill No. 218, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 166, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 102, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 56, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

. REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house joint resolution No. 8, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

The speaker announced that he was about to sign house bills Nos. 56, 41, 218, 102, 4, and house joint resolution No. 8, and soon thereafter announced that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bill No. 106.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 30.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 16.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 285.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Mr. Miller moved that the rules be suspended and the seventh order of business be taken up.

The motion prevailed.

Mr. King moved to reconsider the vote by which house joint resolution No. 10 failed to be adopted.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nichols, Northup, Ornsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—51.

Nays—Mr. Upton—1.

Absent—Messrs. Belknap, Bishop, Buxton, Chandler, Myer, Nickell, Cornelius, and Wilkinson—8.

So the motion to reconsider prevailed.

The question being, "Shall the joint resolution be adopted?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Coon, Cooper, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Belknap, Bishop, Buxton, Chandier, Cornelius, Daly, Hobbs, Myer, Myers, Nickell, Upton, and Wilkinson—12.

So the joint resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 117.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 116.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house

bill No. 127, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 357, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 8, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

On motion of Mr. Elmore, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

The house was called to order by the speaker at half past 1 o'clock P. M.

The roll was called, and all the members were present excepting

Messrs. Buxton, Jeffreys, King, Myer, Ormsby, and Wright of Marion.

The members of the committee on ways and means were excused from attendance on the afternoon session.

The speaker announced that he was about to sign house bill No. 166, and soon thereafter announced that he had signed the same.

The committee on salaries and mileage, having leave to report at any time, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on salaries and mileage, to whom was referred senate bill No. 50, beg leave to report that we have had the same under consideration and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In section 1, after line 6, printed bill, insert "one deputy, \$1,000"; also in line 8, strike out "\$1,200," and insert "\$1,800"; also in line 12, strike out "\$2,000," and insert "\$2,500," and also insert "first deputy, \$1,200; second deputy, \$800"; also in line 16, strike out "\$2,000," and insert "\$3,000"; also in line 17, strike out "\$1,000," and insert "\$1,200"; also in line 20, strike out "\$2,500," and insert "\$2,000"; also in line 24, strike out "\$2,000," and insert "\$2,500," and also insert "deputy, \$2,000"; also in line 33, strike out "\$1,800," and insert "\$2,200"; also in line 34, strike out "\$600," and insert "\$800"; also in line 35, strike out "\$1,500," and insert "\$1,800," and also insert "deputy, \$600."

AMENDMENT.

In section 2, line 4, strike out "\$4,500," and insert "\$3,500"; also in line 9, strike out "\$4,500," and insert "\$3,500"; also in line 10, strike out "4," and insert "1."

AMENDMENT.

In section 3, line 4, insert "one deputy, \$900"; also in line 6, strike out "\$1,800," and insert "\$1,400"; also in line 9, strike out "two," and insert "for both"; also in line 16, insert "deputy, \$600"; also in line 17, strike out "\$3,000," and insert "\$3,500."

AMENDMENT.

In section 4, line 7, insert "deputy, \"\$1,000\""; also in line 13, strike out "\$2,000," and insert "\$2,500," and also insert "deputy, \$1,000"; also in line 17, strike out "\$2,000," and insert "\$2,500"; also in line 18, strike out "\$1,000," and insert "\$1,500"; also in line 19, strike out "\$1,200," and insert "\$1,500"; also in line 22, strike out "\$2,500," and insert "\$2,000"; also in line 26, strike out "\$2,500," and insert "\$3,000"; also in line 27, insert "two" for "both," and also for "\$1,800" insert "\$2,500"; also in line 29, strike out "\$2,000," and insert "\$1,600," and also insert "deputy, \$600"; also in line 38, strike out "\$2,000," and insert "\$2,600"; also in line 39, strike out "\$2,000," and insert "\$2,500"; also after line 41, insert "deputy, \$600"; also in line 42, strike out "\$5,000," and insert "\$4,500."

AMENDMENT.

Strike out all of sections 5 and 6.

AMENDMENT.

Sections 7, 8, 9, 10, 11, 12, 13, and 14 shall be numbered sections 5, 6, 7, 8, 9, 10, 11, and 12, respectively.

S. A. DURHAM,
Chairman.

By unanimous consent of the house, the following amendments were offered:—

AMENDMENT.

By Mr. Belknap: To provide for a recorder of conveyances in Benton county at a yearly salary of one thousand (\$1,000) dollars.
Adopted.

AMENDMENT.

By Mr. Belknap: To make the salary of the clerk of the county court of Benton county fifteen hundred dollars instead of eighteen hundred dollars.

Adopted.

AMENDMENT.

By Mr. Belknap: To make the salary of the sheriff of Benton county fifteen hundred dollars instead of two thousand dollars.

Adopted.

AMENDMENT.

By Mr. Sheridan: To make the salary of the clerk of the county court of Douglas county twenty-five hundred dollars instead of two thousand dollars.

Adopted.

AMENDMENT.

By Mr. Sheridan: To make the salary of the deputy clerk twelve hundred dollars.

Adopted.

AMENDMENT.

By Mr. Paxton: To make the salary of the clerk of the county court of Multnomah county three thousand dollars instead of thirty-five hundred dollars.

Adopted.

AMENDMENT.

By Mr. Paxton: To make the salary of the clerk of the circuit court of Multnomah county three thousand dollars instead of thirty-five hundred dollars.

Adopted.

AMENDMENT.

By Mr. Paxton: To make the salary of the recorder of conveyances for Multnomah county three thousand dollars.

Adopted.

AMENDMENT.

By Mr. Paxton: To make the salary of the sheriff of Multnomah county five thousand dollars.

Adopted.

AMENDMENT.

By Mr. Brown of Morrow: In line 25, section 2 of printed bill, strike out the words "two thousand four hundred" and insert in lieu thereof the words "two thousand."

Adopted.

AMENDMENT.

By Mr. Russell: In line 30, section 1 of printed bill, strike out the words "one thousand eight hundred" and insert in lieu thereof the words "two thousand."

Adopted.

AMENDMENT.

By Mr. Russell: To provide for a recorder of conveyances in Union county at a yearly salary of twelve hundred dollars.
Adopted.

AMENDMENT.

By Mr. Nickell: To add after the word "deputy," in line 18, section 4 of printed bill, the words "and expenses."
Adopted.

AMENDMENT.

By Mr. Upton: To make the salary of the sheriff of Curry county one thousand dollars instead of twelve hundred dollars.
Adopted.

Mr. Jeffreys moved that the report and amendments as reported by the committee be adopted.

The motion prevailed.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 284, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

The speaker announced that he was about to sign house bills Nos. 127, 357, and 8, and soon thereafter announced that he had signed the same.

Mr. Ormsby moved that senate bill No. 50 be made the special order for 4 o'clock P. M.

The motion prevailed.

The speaker announced that he was about to sign house bill No. 284, and soon thereafter announced that he had signed the same.

Mr. Wright of Union, chairman of the committee on ways and means, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker :

Your committee on ways and means, to whom was referred the report of joint committee to investigate the accounts and affairs of the state board of agriculture, beg leave to report that we have had the same under consideration, and would respectfully recommend its adoption and that it be ordered printed.

J. A. WRIGHT,
 Chairman.

On motion of Mr. Wright of Marion, the report was adopted.

Mr. Wright of Union, chairman of the committee on ways and means, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 14, 1893. }

Mr. Speaker :

Your committee on ways and means, to whom was referred house bill No. 35, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Strike out the words "four per cent per annum" and insert in lieu thereof "six per cent per annum," in line 3 of section 1. Also insert after the words "per annum," in the last line of section 1, the following: "*provided*, that the county courts of the several counties of the state shall on the first Wednesday after the first Monday in April of each year set aside such sum of money out of the general fund in the county treasurys as is necessary to pay the interest which has accrued on the warrants which have been issued and duly protested as not paid for want of funds since the passage of this act; and it shall be the duty of the several county treasurers of the state to pay such interest upon the presentation of said protested county warrants and indorse upon the back of the same such payments."

J. A. WRIGHT,
 Chairman.

On motion of Mr. Nickell, the report and amendments were adopted, the bill ordered engrossed and to third reading.

Mr. Wright of Union, chairman of the committee on ways and means, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker:

Your committee on ways and means, to whom was referred senate bill No. 109, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Strike out all of section 4, and insert in lieu thereof the following:

Section 4. The said board of trustees shall have full power to purchase sufficient land for the use of said school, upon which said land the buildings and other improvements for the use of said school shall be located; *and it is provided further*, that said land shall be cultivated and improved for the benefit of all state institutions located thereon, which cultivation and improvement shall be done, so far as practicable, by the inmates of such institutions, under the direction and supervision of the superintendents thereof; *and it is provided further*, that the school for the deaf mutes and the Oregon institute for the blind shall be entitled to receive supplies of small fruits, vegetables, and other farm and garden products now produced and that shall hereafter be produced upon the farm lands purchased and now owned by the state for the use of the state insane asylum, the Oregon state prison, and the state reform school; *provided*, that such supplies shall be furnished said schools at such times and in such quantities as may be found practicable by the superintendents of the above-named state institutions, viz: the state insane asylum, the state prison, and the state reform school.

AMENDMENT.

Strike out all of section 19, and insert in lieu thereof the following:

Section 19. When the said board of trustees shall have carried out the provisions of this act as hereinbefore specified, and shall have purchased land, built buildings, and completed the same fully, ready for the occupancy of the said school, its officers and employes,

then, and at that time, the present site now occupied by said school in the city of Salem may be sold by said board of trustees, and the proceeds thereof, as hereinbefore specified, shall be applied towards the support and maintenance of said school in such manner as may be deemed best by said board; *it is provided, however*, that said board may transfer the said real estate to and for the use of the Oregon institute for the blind, upon the condition that provision be made by law that in case of such transfer and use the real estate now owned and used for the said institute for the blind may be sold, and the proceeds of such sale used for the school for deaf mutes; *and it is further provided*, that if for the best interest of both schools, the school for deaf mutes and the Oregon institute for the blind, and the same be deemed advisable and found necessary by the said board of trustees, then, and in that case they, the said board of trustees, are hereby authorized and empowered to locate both schools on the same premises that may be purchased under section four (4) of this act; and the present properties now occupied by the said schools may be sold by said board of trustees, and the proceeds thereof applied and appropriated jointly towards the support and maintenance of said schools in such manner as may be deemed best by said board.

AMENDMENT.

Strike out all of section 21 and insert in lieu thereof the following:—

Section 21. To carry out the provisions of this act there is hereby appropriated out of any moneys in the state treasury not otherwise appropriated the sum of twenty-five thousand dollars to purchase the necessary land, to build dormitories and officer's quarters and dining-hall, schoolrooms, and to fully furnish and equip the same; also to provide for necessary apparatus, heating and water supply, and also to construct and complete a system of sewerage for the said school; and there is hereby appropriated all the proceeds of the sale of the real estate now owned by the Oregon school for deaf mutes, or, if such real estate shall be occupied and used by the Oregon institute for the blind, the proceeds of the sale of the real estate now occupied by said institute for the blind are also appropriated for the purposes above specified.

J. A. WRIGHT,
Chairman.

On motion of Mr. Ormsby, the report and amendments were adopted, and the bill ordered to third reading.

The joint committee appointed under house concurrent resolution No. 12 submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 15, 1893. }

To the Honorable Senate and House of Representatives of the State of Oregon--GENTLEMEN: The joint committee appointed under house concurrent resolution No.12 to investigate the management and condition of the orphans' homes at Portland and Salem, and other charities and corrections of the state, beg leave to report that the duty assigned to the committee has been discharged, and we submit statements as we found the several institutions we investigated, viz: Orphans' home, Portland; boys' and girls' aid society, Portland; refuge home, Portland; baby home, Waverly addition to the city of Portland; state reform school, Salem; orphans' home, Salem; orphans' home, Albany; Patton home for the friendless, East Portland.

Our visits were made at times when we were not expected, and we found everything without exception in each institution orderly, well kept, the children well cared for and well provided for.

We would advise and recommend that appropriations may be made as follows:--

Orphans' home, Portland	\$5,000
Orphans' home, Salem	5,000
Orphans' home, Albany	5,000
Boys' and girls' aid society, Portland	5,000
Refuge home, Portland	5,000
Baby home, Portland	5,000
State reform school, Salem	5,000
Patton home for the friendless	3,000

Respectfully submitted.

O. M. DODSON,
Chairman senate committee.
W. S. VANDERBURG.*
GEO. T. MYERS,
Chairman house committee.
M. A. MILLER.
L. H. RUSSELL.

PORTLAND ORPHANS' HOME.

This institution was organized in 1867. It is under the management of the ladies' relief society of Portland. The home is on a block of ground in the southern portion of the city, which was

*I think some are too high.

donated by Mr. Villard. The building is a two-story frame, attic and basement. The rooms are large, airy, well heated by furnace, lighted, and well adapted to the purpose for which they are used. The capacity of the home is one hundred. They now have seventy-five children thirty-two boys and forty-three girls. The matron, Mrs. Woods, who has been in charge for seventeen years, thoroughly understands the work she has in hand, and we found everything orderly and neat. Mrs. Woods kindly showed us through every nook and corner, from the numerous play houses in the attic, inhabited by whole families of dolls, small farms, etc., to the well filled storerooms in the basement. Mrs. Woods said: "So many children are brought here and never called for, never inquired after; in fact, deserted. Our price for the care of children, when parents are able to pay, is eight dollars per month, but we are always glad for any amount they can pay. As long as the parents are contributing towards the support of their children, it is easier to keep track of their parents, and in after years assist the children to trace them." The ladies' relief society do all in their power for the comfort and care of these homeless children, who come from all parts of the state and some from adjoining states. Most of them are brought voluntarily by the parents, who are too poor to make a home for them, or who are working and are willing to pay something for their support. As soon as the children are of school age they are sent to the public school, and as soon as possible permanent homes are found for them. The home has an endowment fund of \$35,000. The last three years from the state they have received \$4,000, \$5,000, and \$3,000 respectively. The last appropriation from the state was in October, 1892. Many donations are received from the general public, but at the present time there is little or nothing in the treasury. They are often compelled to borrow. Mr. Ladd and Mr. Failing have at different times kindly loaned this institution money without interest. Their school book bills average from twenty-five dollars to thirty dollars per year. A record is kept of all children received, parentage, age, names, etc., and disposition made of the children. A visiting committee of the society visits the home at regular intervals, and monthly reports are made to the society. Many children who have become grown and gone out into the world have come back in later years and thanked the matron and management for the care of their early youth and good training. A large hospital stands a little distance from the main building, and is kept ready for use at all times, though we were informed there was very little sickness among them. There were two children with colds in the nursery.

BOYS' AND GIRLS' AID SOCIETY.

This home is situated at No. 92 Porter street, and is in charge of Mr. J. H. Misener. There are at the present time twenty-three inmates, seven girls and sixteen boys. Mr. Misener kindly showed us through the building, which is small, necessarily crowded, not well ventilated, and not well adapted to the purpose for which it is used. The children are well fed, clothed, and sent to school until permanent homes can be found for them in good responsible families. Children whose parents are not fit guardians, children taken in off the streets, abandoned children, those who have fallen into the hands of the law for petty crimes, are provided for in this institution. A record is kept of all children, their previous history, and what disposition is made of them.

The society has bequests amounting to \$46,000. They have never received any aid from the state, their support being derived from private sources entirely, and at the present time they have very little funds on hand.

REFUGE HOME.

This is an institution conducted by a branch of the Women's Christian Temperance Union of Portland. It is an institution to provide a home for fallen girls who show a disposition to reform. It is supported mostly by subscription. The state has given \$2,500 annually for the past two years. The Home is situated at the corner of Second and Columbia streets, in one of the oldest residences in the city. The building is small, old, sadly out of repair, and entirely unfit for the work carried on in it. The society is very anxious to put up a building of their own, as they find it very hard to rent. Property owners object to rent their buildings for such a purpose, and neighbors object to having such a class of girls in their vicinity. The rent of the present building is \$35 per month. The matron, Mrs. T. M. Kersey, is doing good work. There are now in the home nine girls and three infants. The matron said: "Three fourths of those who come only want an opportunity to do right; they know nothing of work, or how to do it. We teach them house work and sewing, and for a time had a few hours' study each day; and while the girls showed a disposition to acquire knowledge and study, we found we could not continue it, our house being so small and the rooms having to be used for other purposes. The girls want good influence. We find a few incorrigible, but few. I have been in charge of the Home four years, and in that time we have cared for four hundred girls. Out of that number about fifteen have run away, and all but three have come back. I

have no trouble whatever in governing them. What we want is a good building, where we can carry on the work as it should be. The ladies are laboring under so many difficulties in this old building, and are compelled to put so many girls into one room that they influence each other, which at times is very bad. The results of our work we find very encouraging. The girls are sent out to good places to earn their living, places where we are sure they will be surrounded by good influences. They are sent out as soon as a home is found for them. All churches are represented in the institution."

Mrs. Riggs, president of the refuge home, interviewed the committee appointed to investigate the charitable institutions of the state. In addition to the \$5,000 granted two years ago, she asked another \$5,000 for the next two years for the maintenance of the Home, and an additional appropriation of \$25,000 to purchase buildings suitable for the Home, with land enough for a garden, fruit, and flowers, so as to have out-of-door work for the inmates, as the indoor work is not sufficient to keep them busy. She asked the committee's opinion about recommending the \$25,000 for that purpose, and whether it would imperil the \$5,000 asked for. She did not want to imperil that in any way.

BABY HOME.

This is an institution to provide a home for motherless and neglected babies. The home is located in Waverly addition to the city of Portland, on a tract of land donated for this purpose by Mr. J. W. Kern. The expenses are defrayed entirely by voluntary contribution. They have a new three-story frame building. The house is a suitable one for the purpose it is used. The building is heated by hot water, well ventilated, airy and light. A physician gives her services free, calls regularly every other day when necessary. Mrs. Scheidt is matron, and the home seems well managed in every way. They now have in their care twenty-two babies, ranging from three months to three years. None are taken under three months, and they are not kept longer than three years, when they are turned over to the orphans' home. They have received no state aid, their support being from private source entirely. Babies are received from all parts of the state. The institution is entirely out of debt. Five nurses are employed. The expenses range from \$300 to \$350 per month.

STATE REFORM SCHOOL.

Greatest number at any one time, 80; inmates, 68; age, 8 to 16 years; capacity, 50. Variously employed at laundry work, gardening, and sewing their own clothing. 377 acres of land, 100 acres

garden. Two school sessions, one from 8 to 12 A. M. and one from 1 to 5 P. M.; half of each day for every one is thus devoted to study. A regular physician is employed. They have no trouble in controlling the inmates, and there is a general spirit of reformation. Twelve grades (one month the quickest time for grade) entitles them to parole for the rest of the minority. Recommends commitment instead of sentence.

PATTON HOME FOR THE FRIENDLESS.

The Patton home property was a gift of Matthew Patton, deceased, as a home for the aged and indigent. The size of the ground is 200x200 feet. The building is one two-story house and some other out-buildings of small value. The value of the property is about \$7,000, and is situated in Patton's addition to the city of Portland, and known as "The Patton Home for the Friendless." It is under the charge of a board of lady managers and is incorporated. They have never received any aid from the state.

ALBANY ORPHANS' HOME.

The committee appointed to investigate the charitable institutions of the state interviewed a committee of ladies representing the Albany orphans' home, who submitted the following report:

They request an appropriation of \$5,000 in order that they may complete their building and put it in shape, and also for aid in maintaining the home during the next two years. The committee found the Albany orphans' home kept in a neat and healthful condition, and doing efficient work in caring for orphan children. The home is well located, is a two-story structure with a basement, and the rooms are large and airy, well lighted, and heated by a furnace. The building is well adapted to the purpose to which it is dedicated and is in charge of an excellent matron. It is estimated that \$2,375 will be required to complete the building, the remainder of the \$5,000 to be expended toward maintaining the home. The appended report will show what sums have been received from public sources, and what appropriation has heretofore been made by the state. It is a worthy institution and is sadly in need of further state aid.

Report of the treasurer of the ladies aid society of Albany, Oregon, for the year 1890:—

RECEIPTS.

From the citizens of Albany on subscription.....	\$ 1,125 06
From Linn county.....	117 00
From "Peak Sisters" entertainment.....	98 00
From Thanksgiving collection (churches).....	28 56
From the woman's relief corps.....	25 00
From Thanksgiving dinner.....	137 45

WEDNESDAY, FEBRUARY 15, 1893.

873

From members of ladies' aid society—dues, etc.	\$ 43 56
From preceding year—balance	442 86
Total receipts	\$ 2,014 49

DISBURSEMENTS.

For work and material for "Home"	\$ 1,723 32
For relief of poor	145 77
For board of children at Salem "Home"	40 00
Miscellaneous	5 40
Total disbursements	\$ 1,920 49

Total receipts	\$ 2,014 49
Total disbursements	1,920 49
Balance	\$ 94 00

For the year 1891:—

RECEIPTS.

From preceding year—balance	\$ 94 00
From the state of Oregon	1,125 00
From Linn county	103 75
From the citizens of Albany on subscription	354 75
From Y. M. C. A. of Albany	22 00
From Thanksgiving collection (churches)	17 50
From members ladies' aid society—dues, etc.	139 60
Total receipts	\$ 1,856 60

DISBURSEMENTS.

For work and material for the "Home"	\$ 1,424 25
For relief of poor	11 95
For board of children at Salem "Home"	60 00
For insurance	70 00
Miscellaneous	46 74
Total disbursements	\$ 1,612 94

Total receipts	\$ 1,856 60
Total disbursements	1,612 94
Balance	\$ 243 66

For the year 1892:—

RECEIPTS.

From preceding year—balance	\$ 243 66
From the state of Oregon	1,500 00
From citizens of Albany on subscription	115 00
From Linn county	240 00
From board of children at the "Home"	277 20
From members of ladies' aid society—dues	42 75
From donation social	71 65
From Thanksgiving donation by citizens of Albany	91 65
From entertainment and supper by ladies' society	41 10
Miscellaneous	15 60
Total receipts	\$ 2,638 61

DISBURSEMENTS.

For work and material for the "Home"	\$ 1,115 79
For supplies for the "Home"	465 83
For furnaces, fire ware, tin works, etc.	431 09
For furnishings	148 40
For matron and hired help	329 50
For board of children at Salem "Home"	79 20
Insurance	85 00
For aid of poor	29 95
Total disbursements	\$ 2,634 26

Total receipts	\$ 2,638 61
Total disbursements	2,634 26
Balance	\$ 4 35

RECAPITULATION.

Total receipts for 1890.....	\$ 2,014 49	
Total receipts for 1891.....	1,856 60	
Total receipts for 1892.....	2,638 61	\$ 6,509 70
Total disbursements for 1890.....	1,920 49	
Total disbursements for 1891.....	1,612 94	
Total disbursements for 1892.....	2,634 26	6,167 69
Balance.....		\$ 342 01
Duplicated balance from 1890.....	94 00	
Duplicated balance from 1891.....	243 66	\$ 337 66
Balance in treasury.....		\$ 4 35

KATE B. ALTHOUSE,
Treasurer.

Report of the secretary of the ladies' aid society of Albany, Oregon, for the year 1890:—

RECEIPTS.

Cash on hand.....	\$ 442 86
Subscriptions to "Home".....	1,125 06
Linn county.....	117 00
Dues of members.....	31 75
Womens' relief corps.....	25 00
Peak Sisters' entertainment.....	96 00
Thanksgiving church collection.....	28 56
Thanksgiving dinner.....	137 45
Miscellaneous.....	11 81
Total.....	\$ 2,014 49

DISBURSEMENTS.

"Home" building.....	\$ 1,729 32
Relief of poor.....	145 77
Salem "Home".....	40 00
Miscellaneous.....	5 40
Total.....	\$ 1,920 49

Should be given in account of 1891, paid in January:—

"Home" building.....	\$ 552 70
Poor.....	28 90
Total.....	\$ 576 60
Total receipts for 1890.....	\$ 2,014 49
Total disbursements.....	1,920 49
Balance.....	\$ 94 00

For the year 1891:—

RECEIPTS.

Balance in the treasury from 1890.....	\$ 94 00
State of Oregon.....	1,125 00
Linn county.....	103 75
Supper given by ladies' aid society.....	117 40
Subscriptions from citizens for "Home".....	354 75
Dues of members of ladies' aid society.....	21 50
Y. M. C. A. donation.....	22 00
Miscellaneous.....	70
Thanksgiving church collection.....	17 50
Total.....	\$ 1,856 60

DISBURSEMENTS.

"Home" building.....	\$ 1,331 25
Insurance on "Home".....	70 00
Salem "Home" for board of children.....	60 00

Aid of poor.....	\$ 11 95
Miscellaneous.....	46 74
Tin work.....	93 00
Total.....	\$ 1,612 94
Total receipts for 1891.....	\$ 1,856 60
Total disbursements.....	1,612 94
Balance.....	\$ 248 66

For the year 1892:—

RECEIPTS.

January 1, cash on hand.....	\$ 248 66
March 31, receipts of first quarter.....	679 65
June 30, receipts of second quarter.....	498 20
September 30, receipts of third quarter.....	526 25
December 31, receipts of fourth quarter.....	690 85
Total.....	\$ 2,638 61

DISBURSEMENTS.

March 31, bills paid during the first quarter.....	\$ 919 09
June 30, bills paid during the second quarter.....	358 68
September 30, bills paid during the third quarter.....	667 72
December 31, bills paid during the fourth quarter.....	688 77
Total.....	\$ 2,634 26
Balance in the treasury.....	4 35
Total.....	\$ 2,638 61

The receipts for the year have been from the following sources:—

Balance in treasury.....	\$ 248 66
Received from state.....	1,500 00
Subscriptions.....	115 00
County.....	240 00
Board.....	277 20
Dues of members.....	42 75
Donation social.....	71 65
Thanksgiving donation.....	91 65
Entertainment and supper.....	41 10
Miscellaneous.....	15 60
Total cash receipts.....	\$ 2,638 61

Moneys paid out during the year were as follows:—

"Home" building.....	\$ 1,115 79
Supplies for "Home".....	465 33
Furnishings.....	148 40
Aid of poor.....	29 95
Furnaces and tin work.....	431 09
Salary of matron, \$214; of help, \$115.50.....	329 50
Salem "Home".....	79 20
Insurance.....	35 00
Total.....	\$ 2,634 26

RECAPITULATION.

RECEIPTS.

1890, "Home".....	\$ 1,125 06
1891, "Home".....	354 75
1892, "Home".....	115 00
Total.....	\$ 1,599 51

DISBURSEMENTS.

1890, "Home".....	\$ 1,729 32
1891, "Home".....	1,331 25
1892, "Home".....	1,115 79
Total.....	\$ 4,176 36

RECEIPTS.

1890, county.....	\$ 117 00
1891, county.....	103 75
1892, county.....	240 00
Total	\$ 460 75
1890, dues.....	\$ 31 75
1891, dues.....	21 50
1892, dues.....	42 75
Total	\$ 96 00

RELIEF OF POOR—DISBURSEMENTS.

1890.....	\$ 145 77
1891.....	11 95
1892.....	29 95
Total	\$ 187 67

SALEM "HOME"—DISBURSEMENTS.

1890.....	\$ 40 00
1891.....	60 00
1892.....	79 20
Total	\$ 179 20

The following donations were made for the year 1892:—

Household furnishings, cash value.....	\$ 357 80
Clothing, cash value.....	87 00
Provisions, cash value.....	116 50
Total	\$ 561 30
Total number children admitted during the year 1892.....	21
Total number children dismissed.....	11
Total number children now in "Home".....	9
Average number children for the year.....	10
Total expenses of board of children.....	\$ 990 18
Average expense per child per month.....	10 00

ICILLIA M. SEARS,
Secretary.

THE CHILDREN'S AID SOCIETY.

The following is the annual report of the secretary of the Oregon children's aid society, showing moneys expended, received, and on hand:—

During the year 1892 there has been much improvement of the building and grounds belonging to the society, and the house is now thought to have the best of sanitary arrangements, and to be as fully as possible protected against fire. Thirty children have been cared for by the society, coming from Marion, Baker, Umatilla, Linn, Sherman, and Grant counties, and Vancouver. Dr. Rowland and other physicians from the asylum have continued during the year gratuitous medical services, and all favors which it has been in their power to perform, and the society expresses its gratitude to them; to Mrs. J. L. Parrish, who this year again gave to the children of the home a Thanksgiving dinner; to Mr. Yeaton, who has for years sent a Thanksgiving turkey to the home, and to the many charitable people of Salem, who furnished gifts at Christmas.

FINANCIAL STATEMENT.

To balance on hand.....	\$ 860 37
To cash from state.....	1,500 00
To cash from secretary.....	245 20
Total.....	\$2,605 57
Amount paid for improvements.....	\$1,112 83
Other expenses.....	1,850 00
Total.....	\$2,462 83

S. BUSH, Secretary.

'This home was the first institution of the kind located in this state for the care of orphan children. The land it occupies was donated by one of the early missionaries, Mrs. J. L. Parrish, and the ladies of this city have carried on the management, superintending the erection of the present commodious and comfortable building; also a careful and economical supervision in the matter of clothing, schooling, and provisions, securing homes and otherwise providing for them until they are competent to care and do for themselves. We have no endowment or fund to draw from outside of our own efforts, and the small amount heretofore furnished by the state. The present accommodations of the home will not supply the growing demands upon the same, and, in order to meet this want, we shall be compelled to provide for more room, and make other needed improvements within the present year. In order to provide for the above, and to support the home for the next two years, we shall need assistance to the extent of at least \$5,000, and we trust, therefore, that the state will aid us to that extent. We have no salaried officers to conduct the institution, except a matron, and she serves in that capacity on the small salary of \$50 per month.

We invite the committee to visit the home, and also desire that they examine our books in detail, as there is no state officer authorized to receive any report; hence, we make this request and ask that the above amount (\$5,000) be given us, and the disbursement amounts given us may be shown to the state if so desired.

We wish the committee to know that ours is strictly a home for the orphan and friendless children, and as such, we appeal to your honorable body for the means we so much need to carry on the good work we have in our charge.

MRS. M. A. MINTO, President,
MRS. Z. F. MOODY,
MRS. E. B. McELROY,
Committee.

On motion of Mr. Geer of Marion, the report was referred to the committee on ways and means.

Mr. Northup, chairman of the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 14, 1893. }

Mr. Speaker :

Your committee on elections, to whom was referred senate bill No. 166, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. H. NORTHUP,
Chairman.

The bill was ordered to third reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 44.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 254 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Belts, Bishop, Buxton, Cornelius, Daly, Elmore, Houck, Manley, Merrill, Myer, Myers, Wright of Marion, and Wright of Union—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 17 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Currin, Daly, Day, Durham, Ford, Geer of Clackamas, Geer of Marion, Gowan, Hobbs, Inman, King, Maloney, Mays, Miller, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Stone, Toner, Wilkins, Wilkinson, and Mr. Speaker—34.

Nays—Messrs. Baughman, Duncan, Goodrich, Lamson, Lawton, Layman, McEwen, Ormsby, Staats, Trullinger, and Upton—11.

Absent—Messrs. Bishop, Buxton, Campbell, Cornelius, Elmore, Gill, Gullixson, Houck, Jeffreys, Manley, Merritt, Myer, Wright of Marion, and Wright of Union—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 230 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Chandler, Coon, Cooper, Currin, Day, Duncan, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Miller, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—41.

Nays—Messrs. Daly, Ford, Upton, and Wilkinson—4.

Absent—Messrs. Brown of Douglas, Buxton, Campbell, Cornelius, Durham, Elmore, Houck, Jeffreys, Manley, Merritt, Miller, Myer, Nickell, Sheridan, and Wright of Union—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 254.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bills Nos. 284, 8, 127, 166, 41, 357, 4, 56, 102, 218, and house joint resolution No. 8.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 12.

SENATE JOINT RESOLUTION NO. 12.

Be it Resolved by the Legislative Assembly of the State of Oregon, That joint rule No. 11 of this legislative assembly, so far as the same might apply to the bill known as the general appropriation bill, be and the same is hereby suspended and shall not apply to said bill.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Paxton, the house concurred in the adoption of the resolution.

The special order of the day and hour being the further consideration of house bill No. 233 and the message of his excellency the governor, vetoing the same, the bill and veto message were read.

The question being, "Shall the bill pass, notwithstanding the objections of the governor thereto?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Brown of Douglas, Chandler, Coon, Cooper, Cornelius, Currin, Duncan, Durham, Geer of Clacka-

mas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—39.

Nays—Messrs. Baughman, Blevins, Daly, Day, Ford, McEwen, Merritt, Miller, Nickell, Sheridan, Staats, Stone, and Upton—13.

Absent—Messrs. Brown of Morrow, Buxton, Campbell, Elmore, Geer of Marion, Houck, King, and Myer—8.

So the bill passed notwithstanding the veto of the governor.

House bill No. 226 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, Wright of Marion, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Buxton, Cooper, Elmore, Ford, Houck, King, Manley, Miller, Myer, Paxton, Wilkins, and Wright of Union—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 117, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 30, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 129, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

House bill No. 291 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Upton, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Belknap, Buxton, Chandler, Elmore, Ford, Jeffreys, Lawton, Myer, Trullinger, and Wilkins—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 219 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Douglas, Brown of Morrow, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Geer of Marion, Goodrich, Gowan, Gullixson, Inman, King, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Nichols, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Wilkinson, and Mr. Speaker—34.

Nays—Messrs. Geer of Clackamas, Gill, Lamson, Lawton, Miller, Sheridan, Staats, and Upton—8.

Absent—Messrs. Belknap, Bishop, Buxton, Campbell, Chandler, Durham, Elmore, Ford, Hobbs, Houck, Jeffreys, Myer, Myers, Nickell, Northup, Wilkins, Wright of Marion, and Wright of Union—18.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign house bills Nos. 30, 117, and 129, and soon thereafter announced that he had signed the same.

Mr. Merritt, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on engrossed bills, to whom was referred house bill No. 35, beg leave to report the same back to the house as correctly engrossed.

J. W. MERRITT,
Chairman.

House bill No. 165 coming on for third reading, was read third time.

Mr. Lawton moved that further consideration of the bill be indefinitely postponed.

The motion prevailed.

House bill No. 351 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Daly, Day, Duncan, Ford, Geer of Clackamas, Geer of Marion, Gowan, Inman, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, and Mr. Speaker—43

Nays—Messrs. Currin and Lawton—2.

Absent—Messrs. Belts, Buxton, Campbell, Durham, Elmore, Gill, Goodrich, Gullixson, Hobbs, Houck, Myer, Myers, Wilkinson, Wright of Marion, and Wright of Union—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 303 coming on for third reading, was read third time.

By unanimous consent of the house, Mr. Paxton offered the following amendment:—

AMENDMENT.

Add to section 4: "Any qualified convict in the penitentiary may be employed as a teacher or instructor in said school."

On motion of Mr. Paxton, the amendment was adopted, and the clerk was instructed to engross the same in the bill.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Brown of Douglas, Brown of Morrow, Coon, Daly, Day, Duncan, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Inman, King, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Stone, Toner, Upton, and Mr. Speaker—35.

Nays—Messrs. Cooper, Cornelius, Currin, Durham, Maloney, Staats, Trullinger, and Wilkins—8.

Absent—Messrs. Belts, Bishop, Blevins, Buxton, Campbell, Chandler, Ford, Gullixson, Houck, Jeffreys, Lamson, Miller, Myer, Nickell, Wilkinson, Wright of Marion, and Wright of Union—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The special order for the day and hour being the further consideration of senate bill No. 50, the bill was read third time.

Messrs. Geer of Clackamas and Durham demanded a call of the house.

The clerk called the roll, and the following members were reported absent without leave: Messrs. Belknap, Gullixson, Hobbs, Lamson, Lawton, Miller, Stone, Wright of Marion, and Wright of Union.

On motion of Mr. Geer of Clackamas, the sergeant-at-arms was instructed to bring in the absentees.

Mr. King moved that further call of the house be dispensed with.

The motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Inman, Jeffreys, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—49.

Nays—Messrs. Cornelius, Daly, Elmore, and Gowan—4.

Absent—Messrs Buxton, Houck, Lamson, Myer, Nichols, Wright of Marion, and Wright of Union—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Nickell moved that the rules be suspended and house bill No. 124 be read third time now.

The motion prevailed.

House bill No. 124 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, and Mr. Speaker—47.

Nays—None.

Absent — Messrs. Belknap, Buxton, Cooper, Hobbs, Houck, Inman, Jeffreys, Lamson, Myer, Nichols, Upton, Wright of Marion, and Wright of Union — 13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

By unanimous consent of the house, the committee on assessment and taxation presented the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on assessment and taxation, to whom was referred house bill No. 310, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

E. N. CHANDLER,
Chairman.

On motion of Mr. Chandler, the bill was considered engrossed and passed to third reading.

By the unanimous consent of the house, Mr. Coon introduced house concurrent resolution No. 29.

HOUSE CONCURRENT RESOLUTION NO. 29.

Resolved by the House, the Senate concurring, That a committee of five be appointed, three from the house and two from the senate, to act with a like committee from the state of Washington, together with the fish commissioners from the two states, said committee to report to the respective governors of the two states, on the fishing industries of the two states on or before December 1, 1894.

On motion of Mr. Coon, the resolution was adopted.

By unanimous consent, house bill No. 346 was withdrawn by Mr. Brown of Douglas.

House bill No. 355 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion,

Gill, Goodrich, Gowan, Hobbs, Inman, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nickell, Northup, Ormsby, Paxton, Russell; Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Belknap, Buxton, Cornelius, Daly, Gullixson, Houck, Jeffreys, Lamson, Myer, Nichols, Wright of Marion, and Wright of Union—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 330 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Buxton, Gullixson, Hobbs, Houck, Jeffreys, Miller, Myer, Myers, Nichols, Wilkinson, Wright of Marion, and Wright of Union—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Paxton, it was ordered that when the house might adjourn it be to convene at 7:30 o'clock P. M.

House bill No. 325 coming on for third reading, was read third time.

Mr. Gowan moved that further consideration of the bill be indefinitely postponed.

The motion prevailed.

Mr. Ford gave notice that on February 16th he would introduce two joint resolutions.

House bill No. 305 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Currin, Duncan, Durham, Ford, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, King, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, and Mr. Speaker—41.

Nays—Messrs. Day, Maloney, and Upton—3.

Absent—Messrs. Belknap, Buxton, Campbell, Cornelius, Daly, Elmore, Geer of Clackamas, Gullixson, Inman, Jeffreys, Miller, Myer, Nichols, Wilkinson, Wright of Marion, and Wright of Union—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Hobbs, the house adjourned according to previous order.

D. C. SHERMAN,
Chief clerk.

EVENING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

The house met at 7:30 o'clock P. M., and was called to order by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton, Cooper, Duncan, Elmore, Jeffreys, Nickell, and Toner.

The committee on ways and means were excused from attendance on the evening session.

House bill No. 381. Mr. Manley. (By unanimous consent.) A bill for an act to authorize the Portland bridge commission to construct and operate a free ferry between the cities of Portland and Albina, Oregon.

House bill No. 381 was read first time and passed to second reading without question.

Mr. Gill moved that the rules be suspended and house bill No. 381 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas,

Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Inman, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Northup, Ormsby, Paxton, Russell, Sheridan, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—47.

Absent—Messrs. Buxton, Durham, Hobbs, Houck, Jeffreys, King, Myer, Nichols, Nickell, Staats, Stone, Wright of Marion, and Wright of Union—13.

So the rules were suspended and house bill No. 381 was read second time by title only.

On motion of Mr. Paxton, the bill was considered engrossed and passed to third reading.

Mr. Northup asked unanimous consent of the house to amend by striking out the words "forty thousand," and inserting in lieu thereof the words "fifty thousand."

There being no objection, the clerk was instructed to make the change as desired.

Mr. Northup moved that the rules be further suspended and house bill No. 381 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Inman, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Northup, Ormsby, Paxton, Russell, Sheridan, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—47.

Absent—Messrs. Buxton, Durham, Hobbs, Houck, Jeffreys, King, Myer, Nichols, Nickell, Staats, Stone, Wright of Marion, and Wright of Union—13.

So the rules were suspended and house bill No. 381 read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Toner, Trullinger, Upton, Wilkins, Wright of Union and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Buxton, Durham, Hobbs, Jeffreys, Merritt, Myer, Nichols, Stone, Wilkinson, and Wright of Marion—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 217,—a bill for an act to authorize and direct the governor, secretary of state, and state treasurer of the state of Oregon, as and composing the board of capitol commissioners, to negotiate and procure the cancellation of the light contract with the Oregon Electric Light Company, so as to secure the restoration to the state of the water power, grounds, and buildings now occupied and used by said company under said contract, and the release of the state from the payments required by said contract, and to enter into a contract with the Salem Light and Power Company for the lighting of the state house and other state buildings and institutions at the state capital, and to appropriate money therefor.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 217 was read first time and passed to second reading without question.

Mr. Paxton moved that the rules be suspended, and that senate bill No. 217 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, Lawton, Layman, Maloney, Mays, Merrill, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wright of Union, and Mr. Speaker—42.

Nays—Messrs. Day, Lamson, McEwen, Upton, and Wilkins—5.

Absent—Messrs. Bishop, Buxton, Daly, Ford, Gowan, Jeffreys,

King, Manley, Merritt, Miller, Myer, Wilkinson, and Wright of Marion — 13.

So the rules were suspended and senate bill No. 217 was read second time by title only and passed to third reading.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 16, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 116, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 44, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 285, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

House bill No. 329 was read third time, and on motion of Mr. Jeffreys, was tabled.

House bill No. 349 was read third time, and on motion of Mr. Gowan, was tabled.

The speaker announced that he was about to sign house bills Nos. 16, 44, 116, and 285, and soon thereafter announced that he had signed the same.

House bill No. 276 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Day, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Lamson, Layman, Mays, McEwen, Merrill, Merritt, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkinson, and Mr. Speaker—35.

Nays—Messrs. Belts, Bishop, Cooper, Cornelius, Currin, Daly, Duncan, Jeffreys, Lawton, Maloney, Sheridan, and Wilkins—12.

Absent—Messrs. Belknap, Blevins, Buxton, Durham, Geer of Clackamas, Houck, King, Manley, Miller, Myer, Nichols, Wright of Marion, and Wright of Union—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 273 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Buxton, Durham, Manley, Myer, Nichols, Wilkinson, Wright of Marion, and Wright of Union—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 77,—a bill for an act to incorporate the Columbia harbor, and to provide for the construction and improvement of a harbor and channels and waterways therein for the use of water craft.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 77 was read first time and passed to second reading without question.

House bill No. 264 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Coon, Cooper, Currin, Daly, Day, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—47.

Nays—Messrs. Cornelius, Elmore, Geer of Clackamas, and Lawton—4.

Absent—Messrs. Buxton, Campbell, Chandler, Duncan, Durham, Myer, Nichols, Wright of Marion, and Wright of Union—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 301 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nickell, Northup, Paxton, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—48.

Nays—Mr. Gill—1.

Absent—Messrs. Buxton, Chandler, Durham, Lamson, Myer, Nichols, Ormsby, Russell, Sheridan, Wright of Marion, and Wright of Union—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate bills Nos. 96, 12, 33, 85, 38, 158, and senate joint resolution No. 12 are correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 222,—a bill for an act to provide for the funding of the indebtedness of counties.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 222 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed senate bill No. 107,—a bill for an act to amend section 3521 of chapter XLIV., Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 107 was read first time and passed to second reading without question.

The speaker announced that he was about to sign senate bills Nos. 96, 12, 33, 85, 38, 158, and senate joint resolution No. 12, and soon thereafter announced that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 13, to amend section 10 of article VII. of the constitution of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Ford moved to concur in the adoption of senate joint resolution No. 13.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Coon, Cooper, Cornelius, Currin, Daly, Day, Elmore, Ford, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lamson, Layman, Maloney, Manley, Mays, Merrill, Merritt, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, and Mr. Speaker—45.

Nays—Messrs. McEwen and Upton—2.

Absent—Messrs. Brown of Morrow, Buxton, Chandler, Duncan, Durham, Geer of Marion, Jeffreys, Lawton, Miller, Myer, Nichols, Wright of Marion, and Wright of Union—13.

So the resolution was adopted.

On motion of Mr. Gill, further consideration of house bill No. 317 was indefinitely postponed.

On motion of Mr. Trullinger, further consideration of house bill No. 369 was indefinitely postponed.

House bill No. 366 coming on for third reading, was read third time.

Mr. Geer of Clackamas moved that further consideration of the bill be indefinitely postponed.

The motion was lost.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 210,—a bill for an act to amend section 3758 of chapter LVIII., Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 210 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 200,—a bill for an act to provide for a state board of equalization.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 200 was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 15, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed senate bill No. 185,—a bill for an act to amend section 7 of an act to provide for a state board of equalization.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Senate bill No. 185 was read first time and passed to second reading without question.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Elmore, Geer of Marion, Gill, Gowan, Inman, Lawton, Layman, Manley, McEwen, Merrill, Miller, Nickell, Northup, Ormsby, Paxton, Staats, Upton, Wilkins, Wilkinson, and Mr. Speaker—31.

Nays—Messrs. Bishop, Coon, Geer of Clackamas, Goodrich, Hobbs, Houck, King, Lamson, Maloney, Mays, Merritt, Russell, Sheridan, Stone, Toner, and Trullinger—16.

Absent—Messrs. Belts, Brown of Morrow, Buxton, Duncan, Dur-

ham, Ford, Gullixson, Jeffreys, Myer, Myers, Nichols, Wright of Marion, and Wright of Union—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Currin, the house adjourned.

D. C. SHERMAN,
Chief clerk.

THURSDAY, FEBRUARY 16, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

The house was called to order by the speaker at 9:30 o'clock A. M.

The roll was called, and all the members were present excepting Messrs. Bishop, Buxton, Maloney, and Nichols.

Prayer was offered by the Rev. Mr. Bowersox.

On motion of Mr. Hobbs, the reading of the journal of February 15th was dispensed with.

Mr. Durham, chairman of the committee on salaries and mileage, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker :

Your committee on salaries and mileage, to whom was referred senate bill No. 25, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:—

AMENDMENT.

Strike out all after the words "follows," in line 7, section 1 of the original bill, and insert the following:

Section 2364. The fees of the assessors shall be three dollars per day, except in the counties east of the Cascade mountains and Jackson, Josephine, Douglas, Tillamook, Clackamas, Clatsop, and Marion, where they shall receive four dollars per day for their

services as assessors, and in Multnomah county he shall receive six thousand dollars per annum for his services as assessor of said county. The per diem of commissioners of the county court shall be, for each day so employed in the transaction of county business, three dollars, except in the counties of Douglas, Lake, Klamath, Jackson, and Yamhill, where they shall be four dollars per day, and in the county of Union where they shall be six dollars per day for every day employed in the transaction of county business.

S. A. DURHAM,
Chairman.

On motion of Mr. Currin, the amendment was adopted and the bill passed to third reading.

Mr. Currin moved that the rules be suspended and senate bill No. 25 be read third time now.

The motion prevailed.

Senate bill No. 25 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Belknap, Bishop, Brown of Douglas, Buxton, Gullixson, Jeffreys, Myer, Nichols, and Wright of Union—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Belknap asked that he be granted leave of absence.

There being no objections, the leave was so granted.

Senate bill No. 42 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Lay-

man, Maloney, Mays, McEwen, Merrill, Merritt, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—47.

Nays—Mr. Manley—1.

Absent—Messrs. Belknap, Bishop, Brown of Douglas, Buxton, Coon, Ford, King, Miller, Myer, Nichols, Wright of Marion, and Wright of Union—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 51 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Brown of Douglas, Brown of Morrow, Chandler, Cooper, Currin, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Jeffreys, King, Lawton, Layman, Manley, Mays, McEwen, Myer, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker—37.

Nays—Messrs. Baughman, Blevins, Campbell, Cornelius, Hobbs, Houck, Lamson, Maloney, Merrill, Staats, and Stone—11.

Absent—Messrs. Belknap, Bishop, Buxton, Coon, Daly, Inman, Ford, Merritt, Miller, Nickell, Wilkinson, and Wright of Union—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Geer of Marion moved that the rules be suspended and house bill No. 379 be read third time now.

The motion prevailed.

House bill No. 379 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Day, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—49.

Nays—Messrs. McEwen and Upton—2.

Absent—Messrs. Bishop, Brown of Douglas, Buxton, Cooper, Daly, Ford, Gill, Merritt, and Myer—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Geer of Marion, by unanimous consent, introduced house joint resolution No. 11.

HOUSE JOINT RESOLUTION NO. 11.

Resolved by the House, the Senate concurring, That rule 11 of the joint rules of the house and senate be suspended so as to permit house bill No. 379 to be sent for concurrence to the senate, and for no other purpose.

Mr. Belknap moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Campbell, Chandler, Coon, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Miller, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, and Mr. Speaker—45.

Nays—Messrs. McEwen and Upton—2.

Absent—Messrs. Brown of Douglas, Brown of Morrow, Buxton, Cooper, Cornelius, Gill, Gullixson, Merritt, Myer, Myers, Wilkinson, Wright of Marion, and Wright of Union—13.

So the joint resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bills Nos. 117, 129, 30, 285, 116, 44, and 16.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

Senate bill No. 15 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Blevins, Brown of Morrow, Campbell, Coon, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Jeffreys, Lamson, Lawton, Layman, Maloney, Merrill, Myer, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Staats, Toner, Trullinger, Wright of Marion, and Mr. Speaker—37.

Nays—Messrs. Baughman, Brown of Douglas, Cooper, Daly, Geer of Clackamas, Hobbs, Inman, King, Manley, McEwen, Nickell, Sheridan, Stone, Upton, Wilkins, Wilkinson, and Wright of Union—17.

Absent—Messrs. Bishop, Buxton, Chandler, Mays, Merritt, and Miller—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 254, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house concurrent resolution No. 28, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in the adoption of house joint resolution No. 11.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in the house amendments to senate bill No. 15.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign house concurrent resolution No. 28 and house bill No. 254, and soon thereafter announced that he had signed the same.

Senate bill No. 63 coming on for third reading, was read third time.

Mr. Ford moved to recommit the bill to the committee on judiciary for general amendment, with leave to report at any time.

The motion prevailed.

Mr. Gill was excused from further attendance on the morning session.

Senate bill No. 108 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Brown of Morrow, Campbell, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Toner, Trullinger, Upton, Wilkins, and Mr. Speaker—44.

Nays—Mr. Brown of Douglas—1.

Absent—Messrs. Bishop, Blevins, Buxton, Chandler, Daly, Gill, Gullixson, Jeffreys, Mays, Russell, Staats, Stone, Wilkinson, Wright of Marion, and Wright of Union—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 136 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Ormsby, Paxton, Russell, Sheridan, Toner, Trullinger, Upton, Wright of Marion, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Belts, Bishop, Buxton, Chandler, Cornelius, Elmore, Gill, Gullixson, Jeffreys, Manley, Mays, Nickell, Northup, Staats, Stone, Wilkins, Wilkinson, and Wright of Union—18.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 164 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Toner, Trullinger, Upton, Wright of Marion, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Belts, Bishop, Buxton, Chandler, Cornelius, Jeffreys, Stone, Wilkins, Wilkinson, and Wright of Union—10.

So the bill passed.

There being no objection, the title of the bill stood as the title of the act.

On motion of Mr. Miller, senate bill No. 30 was laid on the table. Senate bill No. 91 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Toner, Trullinger, Upton, Wright of Marion, Wright of Union, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Belts, Bishop, Buxton, Cornelius, Gill, Gullixson, Jeffreys, Mays, Miller, Staats, Stone, Wilkins, and Wilkinson—13.

So the bill passed.

There being no objection, the title of the bill stood as the title of the act.

Senate bill No. 117 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Currin, Day, Duncan, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merrill, Nichols, Northup, Ormsby, Paxton, Russell, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker—39.

Nays—Messrs. Baughman, Brown of Morrow, Cornelius, King, Merritt, Sheridan, Staats, and Stone—8.

Absent—Messrs. Buxton, Daly, Durham, Elmore, Gili, Gowan, Mays, Miller, Myer, Myers, Nickell, Wilkinson, and Wright of Union—13.

So the bill passed.

There being no objection, the title of the bill stood as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

SALEM, Oregon,

February 16, 1893.

Mr. Speaker:

I am directed by the president to inform you that the senate has

passed house bill No. 233, notwithstanding the objections and veto of the governor.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bill No. 254 and house concurrent resolution No. 28.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 141.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign the certificate relative to the passage of house bill No. 233, notwithstanding the governor's veto, and soon thereafter announced that he had signed the same.

On motion of Mr. Miller, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 16, 1893. }

The house was called to order by the speaker at half past 1 o'clock P. M.

The roll was called, and all the members were present excepting Messrs. Belts, Buxton, Ford, and Upton.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 46, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 381, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 63, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 16, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 34, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 16, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 104, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 16, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 297, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 16, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house

bill No. 258, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 43, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 65, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 169, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 280, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 206, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 292, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 16, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 282, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 16, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 320, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Durham, chairman of the committee on salaries and mileage, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 16, 1893. }

Mr. Speaker :

Your committee on salaries and mileage, to whom was referred salaries of clerks, beg leave to report that we have had the same under consideration, and respectfully recommend that the following salaries be allowed: Chief clerk, \$10 per day; assistant chief clerk, \$10; reading clerk, \$10; calendar clerk, \$8; sergeant-at-arms, \$7; doorkeeper, \$6; assistant doorkeeper, \$5; mail clerk, \$5; pages, \$3; clerks of enrolled and engrossed bills, \$4; clerks of judiciary committee, \$5; all other committee clerks, \$3.

S. A. DURHAM,
 Chairman.

On motion of Mr. Paxton, the report was adopted.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 85, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred senate bill No. 59, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In line 8 of the printed bill, strike out the words “the third Monday in April.”

AMENDMENT.

In line 9 of the printed bill, strike out the word “second” where it occurs the first time and insert in lieu thereof the word “first”; also strike out the word “July,” and insert in lieu thereof the word “June.”

AMENDMENT.

In line 10 of the printed bill, strike out the words “on the first Monday in February,” and insert in lieu thereof “on the fourth Monday in February”; also strike out the words “fourth Monday in June,” and insert in lieu thereof “second Monday in July.”

AMENDMENT.

In line 15 of the printed bill, strike out the word "third," and insert in lieu thereof the word "second."

AMENDMENT.

In line 16 of the printed bill, strike out the word "third," and insert in lieu thereof the word "fourth."

AMENDMENT.

Strike out all of section 2.

AMENDMENT.

Change the number of section 3 to 2.

O. F. PAXTON,
Chairman.

On motion of Mr. King, the report and amendments were adopted. Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 16, 1893. }

Mr. Speaker:

Your committee on judiciary, to whom was referred senate bill No. 63, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

After the words "chapter XX." in the title, insert "and section 3072 of chapter XXII."

AMENDMENT.

Add to the bill a new section as follows:

Section 2. That section 3072 of chapter XXII. of Hill's code, compilation of 1887, be and the same hereby is amended so as to read as follows:

Sec. 3072. A will made by an unmarried woman shall not be revoked by her subsequent marriage.

AMENDMENT,

Add to the bill another section as follows:

Section 3. This act shall not in any manner abolish or affect estates by the entireties."

O. F. PAXTON,
Chairman.

On motion of Mr. Northup, the report and amendments were adopted.

Senate bill No. 63 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, and Mr. Speaker — 45.

Nays — None.

Absent — Messrs. Belknap, Belts, Bishop, Brown of Morrow, Buxton, Ford, Geer of Clackamas, Geer of Marion, Jeffreys, Manley, Myers, Paxton, Upton, Wright of Marion, and Wright of Union — 15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 82 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Elmore, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, McEwen, Merrill, Merritt, Myer, Myers, Nickell, Northup, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker — 44.

Nays — None.

Absent — Messrs. Belknap, Brown of Morrow, Buxton, Cooper, Durham, Ford, Geer of Clackamas, Geer of Marion, Jeffreys, Man-

ley, Mays, Miller, Nichols, Paxton, Wright of Marion, and Wright of Union—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 46 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Blevins, Brown of Morrow, Campbell, Chandler, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Northup, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—43.

Nays—Messrs. Belts and Brown of Douglas—2.

Absent—Messrs. Belknap, Bishop, Buxton, Coon, Cooper, Ford, Geer of Clackamas, Geer of Marion, Manley, Myers, Nichols, Nickell, Ormsby, Paxton, and Russell—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 40 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nickell, Northup, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Belknap, Bishop, Buxton, Coon, Cooper, Ford, Geer of Clackamas, Geer of Marion, Manley, Myers, Nichols, Paxton, Russell, and Upton—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 22 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Union, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Belknap, Bishop, Brown of Douglas, Buxton, Cooper, Geer of Clackamas, Geer of Marion, Nichols, Nickell, Upton, Wilkinson, and Wright of Marion—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Leave of absence for the day was granted Mr. Bishop.

Senate bill No. 115 coming on for third reading, was read third time.

Mr. Paxton offered the following amendment, to correct a clerical error in the bill:

AMENDMENT.

Insert in section 145, after the words "upon real or personal property," at the end of subdivision 1, the words: "or if so secured, the security has been rendered nugatory without the fault of the plaintiff."

The amendment was adopted.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Day, Duncan, Durham, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lawton, Maloney, Manley, Myer, Northup, Ormsby, Paxton, Staats, Toner, Trullinger, and Mr. Speaker—32

Nays—Messrs. Belknap, Elmore, Ford, Geer of Marion, Layman, Mays, McEwen, Merritt, Stone, Wilkins, and Wright of Marion—11.

Absent—Messrs. Bishop, Buxton, Brown of Douglas, Cooper, Daly, Geer of Clackamas, Lamson, Merrill, Miller, Myers, Nichols, Nickell, Russell, Sheridan, Upton, Wilkinson, and Wright of Union—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bill No. 233.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

Senate bill No. 140 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Goodrich, Gowan, Gulixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Merritt, Myer, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Union and Mr. Speaker — 45.

Nays — None.

Absent — Messrs. Belts, Bishop, Buxton, Cooper, Durham, Geer of Marion, Gill, Inman, Mays, Merrill, Miller, Myers, Nichols, Wilkinson, and Wright of Marion — 15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 206, with the following amendment:—

AMENDMENT.

Insert the following at the end of section 2, following the word "provided": "to be paid to the treasurer of said county upon the filing of the affidavit of the judge of said county setting forth that

the provisions of section 3 of this act have been fully complied with, and that the sum hereby appropriated has been expended by said county in the manner provided for in this act."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Gowan, the house refused to concur in the adoption of the amendment.

Senate bill No. 128 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nickell, Northup, Ormsby, Russell, Sheridan, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Belknap, Belts, Bishop, Brown of Douglas, Buxton, Daly, Durham, Elmore, Gullixson, Inman, Miller, Nichols, Paxton, Staats, Wilkinson, and Wright of Union—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 381.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

Mr. Northup moved that the vote by which the house refused to concur in the adoption of senate amendment to house bill No. 206 be reconsidered.

The motion prevailed.

Mr. Northup moved that the house concur in the adoption of the senate amendment to house bill No. 206.

The motion prevailed.

Senate bill No. 129 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nickell, Northup, Ormsby, Russell, Sheridan, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Belts, Bishop, Buxton, Gullixson, Miller, Myer, Nichols, Paxton, Staats, Wilkinson, and Wright of Union—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in the house amendments to senate bill No. 25, with the following amendment:—

AMENDMENT.

In line 11 of original amendment, after the word "Yamhill," add the word "Gilliam," so that the commissioners of the county court of Gilliam county shall receive four dollars per day.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Goodrich, the house concurred in the adoption of the senate's amendment to the house amendment to senate bill No. 25.

Senate bill No. 55 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Day, Ford, Gill, Goodrich, Hobbs, Houck, Inman, King, Layman, Maloney, Mays, McEwen, Merritt, Myers, Nickell, Paxton, Russell, Sheridan, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—35.

Nays—Messrs. Currin, Duncan, Elmore, Geer of Marion, Gowan, Lamson, Lawton, Myer, Ormsby, Staats, and Stone—11.

Absent—Messrs. Bishop, Buxton, Cornelius, Daly, Durham, Geer of Clackamas, Gullixson, Jeffreys, Manley, Merrill, Miller, Nichols, Northup, and Wilkinson—14.

So the bill passed.

There being no objection, the title of the bill stood as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate bills Nos. 164, 42, 91, 136, and senate joint resolution No. 13, are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.
O. P. MILLER,
Chief clerk.

The speaker that he was about to sign senate bills Nos. 164, 42, 91, 136, and senate joint resolution No. 13, and soon thereafter announced that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 169, with the following amendments:—

AMENDMENT.

After Josephine county, strike out “\$500” and insert “\$600.”

AMENDMENT.

After Gilliam county, strike out “\$400” and insert “\$500.”

AMENDMENT.

After Tillamook county, strike out “\$300” and insert “\$500.”

AMENDMENT.

After Lane county, strike out “\$700” and insert “\$800.”

AMENDMENT.

After Morrow county, strike out “\$800” and insert “\$900.”

AMENDMENT.

After the words “Wallowa county,” insert “Malheur county, \$500.”

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. McEwen, the house concurred in the adoption of the amendments.

Senate bill No. 125 coming on for third reading, was read third time.

The question being, “Shall the bill pass?” the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Daly, Duncan, Elmore, Ford, Geer of Marion, Gill, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Merritt, Myers, Northup, Ormsby, Paxton, Staats, Stone, Toner, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—43.

Nays—Messrs. Currin, Day, Maloney, Myer, Nickell, Sheridan, and Upton—7.

Absent—Messrs. Belknap, Bishop, Buxton, Durham, Geer of

Clackamas, Goodrich, Miller, Nichols, Russell, and Wilkinson — 10.
So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 63.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 63 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 297.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 297 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 258.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 258 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has refused to concur in the house amendments to senate bill No. 63.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Paxton moved that the house recede from its amendments to senate bill No. 63.

The ayes and nays were demanded by Messrs. Ford and Upton. On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Coon, Cooper, Cornelius, Currin, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Jeffreys, Lamson, Lawton, Layman, Manley, Mays, Merrill, Myer, Myers, Northup, Paxton, Russell, Sheridan, Staats, Toner, Trullinger, Wilkins, Wright of Marion, and Mr. Speaker—35.

Nays—Messrs. Baughman, Belts, Daly, Day, Duncan, Elmore, Ford, Inman, King, Maloney, McEwen, Merritt, Miller, Nickell, Ormsby, Stone, and Upton—17.

Absent—Messrs. Bishop, Buxton, Chandler, Durham, Geer of Clackamas, Nichols, Wilkinson, and Wright of Union—8.

So the motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate bills Nos. 15, 40, 46, 51, and 82 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 15, 40, 46, 82, and 51, and soon thereafter announced that he had signed the same.

On motion of Mr. Staats, the courtesies of the house were extended to Mr. Gwin of Polk county, and he was invited to a seat within the bar of the house.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 104.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 34.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 43.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 320.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bills Nos. 320, 104, 34, and 43 were ordered enrolled.

Senate bill No. 70 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Campbell, Coon, Cooper, Currin, Day, Duncan, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Inman, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myer, Nickell, Northup, Ormsby, Sheridan, Staats, Stone, Toner, Wilkinson, Wright of Marion, and Wright of Union—37.

Nays—Messrs. Ford, Houck, Jeffreys, King, Upton, and Mr. Speaker—6.

Absent—Messrs. Belknap, Bishop, Brown of Douglas, Brown of Morrow, Buxton, Chandler, Cornelius, Daly, Durham, Miller, Myers, Nichols, Paxton, Russell, Trullinger, Wilkins, and Wright of Union—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 23 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Morrow, Campbell, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Upton, Wilkinson, Wright of Marion, and Mr. Speaker—47.

Nays—Mr. Gill—1.

Absent—Messrs. Bishop, Brown of Douglas, Buxton, Chandler, Elmore, Myers, Nichols, Nickell, Northup, Trullinger, Wilkins, and Wright of Union—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 159 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Ormsby, Russell, Sheridan, Staats, Stone, Toner, Upton, Wilkinson, Wright of Marion, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Buxton, Cornelius, Elmore, Myers, Nichols, Nickell, Northup, Paxton, Trullinger, Wilkins, and Wright of Union—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 145 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Myer, Myers, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Wilkinson, Wright of Marion, and Mr. Speaker—43.

Nays—Mr. Wilkins—1.

Absent—Messrs. Belknap, Bishop, Brown of Douglas, Buxton, Cornelius, Durham, Elmore, Ford, King, Manley, Miller, Nichols, Nickell, Trullinger, Upton, and Wright of Union—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Paxton was called upon to take the chair.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 282.

And the same are herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 282 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bills Nos. 280 and 292.

And the same are herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bills Nos. 280 and 292 were ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in the house amendments to senate bill No. 117.

O. P. MILLER,
Chief clerk.

On motion of Mr. Lawton, further consideration of senate bill No. 197 was indefinitely postponed.

Senate bill No. 201 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Blevins, Campbell, Coon, Cornelius, Daly, Gowan, Gullixson, Hobbs, Lamson, Lawton, Layman, Maloney, Manley, Mays, Merrill, Nickell, Paxton, Russell, Staats, Toner, Trullinger, and Mr. Speaker—23.

Nays—Messrs. Baughman, Brown of Morrow, Cooper, Currin, Day, Duncan, Gill, Goodrich, Houck, Jeffreys, King, McEwen, Merritt, Myer, Myers, Stone, Wilkins, Wilkinson, and Wright of Marion—19.

Absent—Messrs. Belknap, Bishop, Brown of Douglas, Buxton, Chandler, Durham, Elmore, Ford, Geer of Clackamas, Geer of Ma-

rion, Inman, Miller, Nichols, Northup, Ormsby, Sheridan, Upton, and Wright of Union — 18.

So the bill failed to pass.

Senate bill No. 109 coming on for third reading, was read third time.

Mr. Upton moved to recommit the bill to the committee on ways and means with instructions to amend as follows: Strike out the provision of \$250 salary to the secretary of state and superintendent of public instruction as members of board of trustees, in section 16, line 12.

The motion to recommit was lost.

The speaker resumed the chair.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Myer, Northup, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker — 49.

Nays — None.

Absent — Messrs. Bishop, Blevins, Buxton, Cooper, Daly, Manley, Miller, Myers, Nichols, Nickell, and Ormsby — 11.

So the bill passed.

There being no objection, the title of the bill stood as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 46, with the following amendment:—

AMENDMENT.

Section 8. This act shall take effect and be in force from and after the first day of January, 1894.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Daly, the house concurred in the adoption of the amendment.

House bill No. 46 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 85, with the following amendment:—

AMENDMENT.

In section 1, strike out the word "prosecuting," and insert in lieu thereof the word "district."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Merritt, the house concurred in the adoption of the amendment.

House bill No. 85 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 65.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 65 was ordered enrolled.

Senate bill No. 199 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson,

Hobbs, Houck, Inman, Jeffreys, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Myer, Myers, Nickell, Northup, Ormsby, Russell, Sheridan, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Bishop, Brown of Douglas, Brown of Morrow, Buxton, Geer of Marion, King, Lawton, Manley, Miller, Nichols, Paxton, Staats, and Wilkinson—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Myers, the courtesies of the house were extended to Hon. John Kelly, and he was invited to a seat within the bar of the house.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 86.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 86 was ordered enrolled.

Senate bill No. 189 coming on for third reading, was read third time.

Mr. Upton moved to recommit the bill to the committee on medicine and pharmacy, with instructions to amend by including Nestucca, Netarts, Alsea, Siuslaw, Newport, and Port Orford.

Mr. Daly moved to amend the motion by instructing the committee to exclude the counties of Klamath and Lake from the provisions of the act.

The motion prevailed.

The question recurring on the motion to recommit, Messrs. Upton and McEwen demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Campbell, Coon, Cooper, Cornelius, Day, Duncan, Durham, Ford, Gill, Goodrich, Gullixson, Inman, King, Layman, McEwen, Merritt, Myers, Nickell, Ormsby, Russell, Sheridan, Toner, Upton, Wilkinson, and Mr. Speaker—28.

Nays—Messrs. Belts, Brown of Morrow, Chandler, Elmore, Geer

of Marion, Gowan, Hobbs, Houck, Jeffreys, Lamson, Lawton, Maloney, Manley, Mays, Merrill, Miller, Northup, Paxton, Staats, Trullinger, Wilkins, and Wright of Marion—22.

Absent—Messrs. Bishop, Brown of Douglas, Buxton, Currin, Daly, Geer of Clackamas, Myer, Nichols, Stone, and Wright of Union—10.

So the motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 16, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate bills Nos. 22, 63, 128, 129, and 140 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February —, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 103.

And the same is herewith transmitted to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 103 was ordered enrolled.

The speaker announced that he was about to sign senate bills Nos. 22, 63, 128, 129, and 140, and soon thereafter announced that he had signed the same.

Mr. Geer of Marion introduced house joint resolution No. 12.

HOUSE JOINT RESOLUTION NO. 12.

Resolved by the House, the Senate concurring, That the secretary of state be and he is hereby authorized and directed to cause to be published eleven thousand (11,000) copies of the amended school laws, including the amendments made at the regular session of January and February, 1893, and to include also the constitution of Oregon, the rules and regulations of the state board of education, and a uniform system of institute and grade work, and a

series of necessary blank forms for the use of teachers, district clerks, and directors of our public schools.

Resolved further, That the secretary of state shall cause this compilation of the school laws to be arranged, annotated, and compiled under the direction and supervision of the attorney-general and the superintendent of the public instruction, who shall, when the school laws are printed and completed, distribute sufficient supplies to the several county superintendents in this state, who shall cause the same to be immediately distributed to the several school officers and teachers in their respective counties.

Resolved further, That each member of the legislative assembly be furnished with a copy of the new compilation of school laws when completed and published.

Mr. Geer of Marion moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nickell, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—46.

Nays—Messrs. Sheridan and Wilkinson—2.

Absent—Messrs. Bishop, Brown of Douglas, Buxton, Daly, Ford, Geer of Clackamas, Gowan, Jeffreys, Miller, Myer, Nichols, and Northup—12.

So joint resolution No. 12 was adopted.

Mr. Myers introduced house joint resolution No. 13.

HOUSE JOINT RESOLUTION NO. 13.

Whereas a number of amendments will have been made to the road laws and fish and game laws at this session of the legislature; therefore, be it

Resolved by the House, the Senate concurring, That the secretary of state be and is hereby directed to compile and prepare the road laws, and the fish and game laws, of the state, as amended at this session of the legislature, and cause to be issued — copies of the former and — copies of the latter to the proper officers of the state.

Mr. Myers moved that the resolution be adopted.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Duncan, Durham, Elmore, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Layman, Maloney, Manley, Mays, McEwen, Merritt, Myers, Nickell, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, and Wright of Union—43.

Nays—Messrs. Day, Lawton, Sheridan, Wright of Marion, and Mr. Speaker—5.

Absent—Messrs. Belts, Bishop, Buxton, Cooper, Daly, Ford, Merrill, Miller, Myer, Nichols, Northup, and Wilkinson—12.

So joint resolution No. 13 was adopted.

Mr. Paxton introduced house concurrent resolution No. 30.

HOUSE CONCURRENT RESOLUTION NO. 30.

Whereas articles XIV. and XV., amendments to the constitution of the United States, reaffirming the immortal principles of Magna Charta and the Declaration of Independence, guarantee to every citizen the right to life, liberty, and the pursuit of happiness, and declare that no state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States, nor deny to any person the equal protection of the laws; and whereas certain statutes of the state of Oregon relating to marriage discriminate against classes of citizens and deny to them the right to enter into the marriage relation and to establish and enjoy homes; and whereas said statutes not only contravene the provisions of said amendments to the constitution of the United States, but are contrary to the spirit of free institutions; therefore be it

Resolved by the House, the Senate concurring, That all such statutes should be repealed.

Mr. Paxton moved the adoption of the resolution.

The motion prevailed.

On motion of Mr. Currin, the house adjourned.

D. C. SHERMAN,
Chief clerk.

FRIDAY, FEBRUARY 17, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 17, 1893. }

The house was called to order by the speaker at 9:30 o'clock A. M.
The roll was called, and all the members were present excepting Messrs. Buxton and Wright of Union.

Prayer was offered by the Rev. Mr. Lund.

On motion of Mr. Gill, the reading of the journal was dispensed with.

Mr. Upton, chairman of the special committee to whom was referred the communication from the secretary of state, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February —, 1893. }

Mr. Speaker:

Your special committee, to whom was referred the communication of the secretary of state, dated February 8, 1893, calling attention to the claim of the state of Oregon for reimbursement of sums of money expended by the state on account of the rebellion, beg leave to report that we have had the same under consideration; that senate joint memorial No. 1, introduced by Mr. Hirsch, bearing upon the subject-matter covered by said communication, which said memorial was, on February — adopted by this house, seems sufficient to the committee. It only remains for your committee to recommend that the governor and secretary of state be requested to use their best endeavors looking to speedy settlement and recovery in the premises.

J. H. UPTON,
Chairman.

On motion of Mr. Upton, the report was ordered to be entered in the journal.

Mr. Upton, in accordance with previous notice, introduced house concurrent resolution No. 31.

HOUSE CONCURRENT RESOLUTION NO. 31.

Resolved by the House, the Senate concurring, That our United States senators and members of congress be hereby requested to use their votes and influence in favor of the enactment of a law creating a cabinet office of secretary of labor, believing that such legislation is just and opportune, and to the best interests of our people; and

Resolved further, That a copy of these resolutions be furnished to each senator and congressman from our state.

On motion of Mr. Upton, the resolution was adopted.

Senate bill No. 209 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Day, Duncan, Durham, Geer of Marion, Gill, Houck, Inman, King, Layman, Maloney, Mays, McEwen, Miller, Nichols, Nickell, Northup, Ormsby, Sheridan, Staats, Stone, Toner, Upton, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—36.

Nays—Messrs. Bishop, Cornelius, Daly, Geer of Clackamas, Goodrich, Gowan, Gullixson, Hobbs, Jeffreys, Lamson, Lawton, Manley, Merrill, Merritt, Paxton, Russell, Trullinger, and Wright of Union—18.

Absent—Messrs. Belts, Buxton, Elmore, Ford, Myer, and Myers—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 33, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 343, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 53, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 103, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 2, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 159, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 92, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 96, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 40, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 86, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 377, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 10, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 99, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 160, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 133, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 333, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 121, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 296, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 179, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 3, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 376, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 283, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 335, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 36, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 379, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 372, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 364, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 331, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 318, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 17, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 154, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker :

Your committee on enrolled bills, to whom was referred house bill No. 124, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
 Chairman.

The speaker announced that he was about to sign house bills Nos. 46, 381, 63, 34, 104, 297, 258, 43, 65, 169, 280, 206, 292, 282, 320, and 85, and soon thereafter announced that he had signed the same.

The committee on ways and means were excused for the remainder of the morning session.

Senate bill No. 205 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Houck, Inman, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, and Mr. Speaker — 47.

Nays — None.

Absent — Messrs. Brown of Douglas, Buxton, Cornelius, Geer of Clackamas, Hobbs, Jeffreys, King, Miller, Myer, Nickell, Upton, Wright of Marion, and Wright of Union — 13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }
 SALEM, Oregon, }
 February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 372.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 372 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in all the house amendments to senate bill No. 70 with the exception of amendment No. 5.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Northup moved that the house recede from the amendment to senate bill No. 70, in which the senate refused to concur.

The motion prevailed.

On motion of Mr. Goodrich, further consideration of senate bill No. 182 was indefinitely postponed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 92.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 96, with the following amendments:—

AMENDMENT.

Amend the title by striking out all of the present title, and insert in lieu thereof the following:

An act to repeal an act entitled "An act to authorize the city of Astoria to erect a sea-wall, and to grade the streets and construct sewers in connection therewith, and to issue sea-wall bonds, and for other purposes relating thereto," filed in the office of the secretary of state, February 18, 1891, be and the same is hereby repealed.

AMENDMENT.

Strike all after the enacting clause, and insert the following in lieu thereof:

Section 1. That all and every part of that certain act of the legislative assembly of the state of Oregon entitled "An act to authorize the city of Astoria to erect a sea-wall, and to grade the streets and construct sewers in connection therewith, and to issue sea-wall bonds, and for other purposes relating thereto," filed in the office of the secretary of state, February 18, 1891, be and the same is hereby repealed.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Trullinger, the amendments were adopted.

House bill No. 96 was ordered enrolled.

Senate bill No. 192 coming on for third reading, was read third time.

Mr. Brown of Morrow offered the following amendments:—

AMENDMENT.

In section 2, line 2, strike out the words "February 1, 1892," and insert in lieu thereof the following: "Not later than eighteen months after this act becomes a law."

AMENDMENT.

In section 1, after the word "Union," in printed bill, insert the word "Crook."

On motion of Mr. Brown of Morrow, the amendments were adopted.

Mr. Myer was excused from attendance on the day's session on account of illness.

Mr. Russell moved the previous question.

The motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Gill, Goodrich, Gowan, Gullixson, Inman, Jeffreys, King, Lamson, Layman, Maloney, Mays, Merrill, Miller, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Stone, Toner, Trullinger, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—41.

Nays—Messrs. Baughman, Cooper, Ford, Geer of Clackamas, Geer of Marion, Houck, Lawton, Manley, McEwen, Merritt, Ormsby, Upton, and Wilkins—13.

Absent—Messrs. Belknap, Brown of Douglas, Buxton, Hobbs, Myer, and Staats—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate bills Nos. 199, 25, 23, 159, 145, 55, and 108, are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 188.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 160.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bills Nos. 368, 377, 40, and 333.

And the same are herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bills Nos. 188, 160, 368, 377, 40, and 333 were ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in the house amendments to senate bill No. 50.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in the house amendments to senate bill No. 109.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate joint memorial No. 3.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Ormsby, the house concurred in the adoption of the memorial.

The speaker announced that he was about to sign senate bills Nos. 199, 25, 23, 159, 145, 55, and 108, and soon thereafter announced that he had signed the same.

Senate bill No. 142 coming on for third reading, was read third time.

Mr. Houck moved the previous question.

The motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Brown of Douglas, Brown of Morrow, Chandler, Cornelius, Daly, Elmore, Gowan, Gullixson, Houck, Inman, Jeffreys, King, Mays, Merrill, Merritt, Nickell, Northup, Paxton, Russell, Sheridan, Toner, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—25.

Nays—Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Campbell, Coon, Cooper, Currin, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Hobbs, Lamson, Lawton, Layman, Maloney, Manley, McEwen, Miller, Ormsby, Staats, Trullinger, Upton, and Wilkins—30.

Absent—Messrs. Buxton, Myer, Myers, Nichols, and Stone—5.
So the bill failed to pass.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed

house bills Nos. 258, 381, 43, 206, 34, 65, 46, 85, 320, 104, 280, 297, 292, 282, 169, and 63.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon. }
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 133.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 133 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 22, relating to a joint convention.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Wright of Union moved to amend by fixing the hour at 4:30 P. M.

The motion prevailed.

On motion, the house concurred in the adoption of the resolution as amended.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has

concurred in the adoption of house concurrent resolution No. 31.
And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

Senate bill No. 101 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Day, Elmore, Geer of Clackamas, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Myers, Nichols, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—42.

Nays—Messrs. Belts and Duncan—2.

Absent—Messrs. Bishop, Buxton, Cornelius, Daly, Durham, Ford, Geer of Marion, Gowan, Manley, Merritt, Miller, Myer, Nickell, Northup, Upton, and Wright of Marion—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 27 coming on for third reading, was read third time.

Messrs. Miller and Belknap demanded a call of the house.

The clerk called the roll, and the following members were reported absent without leave: Messrs. Chandler, Cornelius, Lamson, Manley, and Upton.

On motion of Mr. Belknap, the sergeant-at-arms was directed to bring in the absentees.

Mr. Wright of Marion moved that further call of the house be dispensed with.

The motion prevailed.

Mr. Wright of Marion moved to recommit senate bill No. 27 to the committee on judiciary for amendment.

The motion was lost.

Mr. King moved the previous question.

The motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin,

Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Goodrich, Gowan, Gullixson, Inman, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Nickell, Russell, Sheridan, Staats, Toner, Trullinger, Upton, Wilkinson, and Mr. Speaker—41.

Nays—Messrs. Belts, Bishop, Geer of Marion, Gill, Hobbs, Houck, Jeffreys, Manley, Myers, Nichols, Northup, Ormsby, Paxton, Stone, Wright of Marion, and Wright of Union—16.

Absent—Messrs. Buxton, Myer, and Wilkins—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in the house amendments to senate bill No. 192.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 159.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 2.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 154.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bills Nos. 159, 2, and 154 were ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 99, with the following amendment:—

AMENDMENT.

Amend section 3, beginning of line 4, in printed bill, by adding the words "such water."

AMENDMENT.

Strike out all of section 4.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Coon, the house concurred in the senate amendments.

House bill No. 99 was ordered enrolled.

House bill No. 382. Mr. Wright of Union. A bill for an act to provide for the ordinary expenses of the state government and general and specific appropriations.

Mr. Wright of Union moved that the rules be suspended and house bill No. 382 be read first time by title.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of

Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myers, Nichols, Nickell, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker — 54.

Absent—Messrs. Buxton, Daly, Geer of Clackamas, Merritt, Myer, and Northup—6.

So the rules were suspended, and house bill No. 382 was read first time by title and passed to second reading without question.

Mr. Wright of Union moved that the rules be further suspended and house bill No. 382 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—54.

Absent—Messrs. Buxton, Houck, Inman, Merritt, Myer, and Sheridan—6.

So the rules were suspended and house bill No. 382 was read second time by title only.

Mr. Paxton moved that the bill be referred to the committee of the whole and that it be considered by the committee of the whole at 2 o'clock P. M. today.

The motion prevailed.

On motion, the bill was ordered printed forthwith.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 121.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 121 was ordered enrolled.

On motion of Mr. Belknap, the house adjourned.

D. C. SHERMAN,
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

The house was called to order by the speaker at half past 1 o'clock P. M.

The roll was called, and all the members were present excepting Messrs. Buxton, Gowan, Gullixson, Inman, Miller, Myer, Myers, Nickell, Ormsby, and Wright of Union.

Mr. Belknap moved to reconsider the vote by which senate bill No. 142 failed to pass.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Elmore, Geer of Marion, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Mays, McEwen, Merrill, Merritt, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—42.

Nays—Messrs. Duncan, Ford, Geer of Clackamas, Gill, Goodrich, Layman, Manley, Miller, Myers, and Upton—10.

Absent—Messrs. Buxton, Daly, Durham, Inman, Maloney, Myer, Nickell, and Wright of Union—8.

So the motion prevailed.

Mr. King moved the previous question.

The motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Geer of Marion, Gowan, Gullixson, Hobbs, Houck, Jeffreys, King, Lamson, Lawton, Layman, Mays, McEwen, Merrill,

Merritt, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Toner, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—42.

Nays—Messrs. Belts, Campbell, Ford, Gill, Goodrich, Inman, Maloney, Manley, Miller, Myers, Stone, and Upton—12.

Absent—Messrs. Bishop, Buxton, Daly, Geer of Clackamas, Myer, and Wilkinson—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in the house amendments to senate concurrent resolution No. 22.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate bills Nos. 117 and 125 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 3, with the following amendments:—

AMENDMENT.

After the enacting clause, insert the following:

“Section 1. That section 2418 of the miscellaneous laws of Ore-

gon, as compiled by W. Lair Hill, be and the same is hereby amended so as to read as follows."

AMENDMENT.

In line 7, printed bill, after the word "as," strike out the words "are now," and insert the words "were formerly" in lieu thereof.

AMENDMENT.

In line 20, printed bill, after the word "inspection," strike out the words "and the instruments to be recorded shall be open to public inspection, before recorded, to those whose business require that they inspect the same."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Paxton, the house concurred in the senate amendments.

House bill No. 3 was ordered enrolled.

The speaker announced that he was about to sign senate bills Nos. 117 and 125, and soon thereafter announced that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in the adoption of house joint resolutions Nos. 10 and 12.

And the same are herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House joint resolutions Nos. 10 and 12 were ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted house joint resolution No. 13, with the following amendment:—

AMENDMENT.

Insert in the blank places before the word "copies," the figures "5,000."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Paxton, the house concurred in the adoption of the amendment.

House joint resolution No. 10 was ordered enrolled.

Senate bill No. 141 coming on for third reading, was read third time.

Mr. Russell moved that further consideration of the bill be indefinitely postponed.

The ayes and nays were demanded by Messrs. Sheridan and Miller

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Brown of Douglas, Brown of Morrow, Durham, Gullixson, Hobbs, Mays, Merrill, Myers, Layman, Paxton, Russell, Wright of Marion, and Wright of Union—14.

Nays—Messrs. Baughman, Belts, Bishop, Blevins, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Houck, Inman, King, Lamson, Lawton, Maloney, Manley, McEwen, Miller, Nichols, Ormsby, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—39.

Absent—Messrs. Buxton, Cornelius, Jeffreys, Merritt, Myer, Nickell, and Northup—7.

So the motion was lost.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Blevins, Brown of Douglas, Campbell, Cooper, Currin, Daly, Day, Duncan, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Houck, Inman, Layman, Maloney, McEwen, Miller, Nickell, Ormsby, Sheridan, Staats, Stone, Upton, Wilkinson, and Mr. Speaker—29.

Nays—Messrs. Belknap, Belts, Bishop, Brown of Morrow, Chandler, Coon, Durham, Gowan, Gullixson, Hobbs, King, Lamson, Lawton, Mays, Merrill, Merritt, Myers, Nichols, Northup, Paxton, Russell, Toner, Trullinger, Wilkins, Wright of Marion, and Wright of Union—26.

Absent—Messrs. Buxton, Cornelius, Jeffreys, Manley, and Myer—5.

So the bill failed to pass.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 296, with the following amendment:—

AMENDMENT.

At end of section 6 add the following: “and upon the filing of such affidavit the secretary of state shall draw his warrant upon the state treasurer in favor of the chairman of the board of directors of Lakeview school for the sum hereby appropriated.”

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Daly, the house concurred in the senate amendment.

House bill No. 296 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 10.

And the same is herewith transmitted to you for enrollment.

O. P. MILLER,
Chief clerk.

House bill No. 10 was ordered enrolled.

Senate bill No. 37 coming on for third reading, was read third time.

The question being, “Shall the bill pass?” the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Currin, Daly, Day, Duncan,

Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker — 49.

Nays — Mr. Wright of Union — 1.

Absent — Messrs. Brown of Douglas, Buxton, Cooper, Cornelius, Durham, Jeffreys, Miller, Myer, Russell, and Wilkinson — 10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Paxton, the house resolved itself into the committee of the whole to consider house bill No. 382, with Mr. Paxton as chairman.

Later the committee arose, reported progress and asked leave to sit again, which was granted.

The clerk was instructed to notify the senate of the readiness of the house to enter into joint convention.

The speaker announced that he was about to sign house bills Nos. 86, 159, 96, 92, 2, 103, and 40, and soon thereafter announced that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,

Mr. Speaker:

February 17, 1893.

I am directed by the president to inform you that the senate has passed house bill No. 140, with the following amendments:—

AMENDMENT.

Amend the title of said bill by striking out the words and figures "on page 1225."

AMENDMENT.

Amend section 1, line 1 of printed bill, by striking out the words and figures "on page 1225."

AMENDMENT.

Strike out all of the remainder of section 1 after the word "purposes" in line 5 of the printed bill, and insert in lieu thereof the following words: "which shall aggregate an amount which shall be as much or more per capita for each and all of the children within the county between the ages of four and twenty years, as

shown by the then last preceding school census, as the aggregate amount of the school tax levied in the county for the year 1892 amounted per capita for each and all the children between the ages of four and twenty years then in the county as shown by the school census next preceding the time of the levy of such tax for said year 1892, which shall be collected at the same time and in the same manner and by the same officers that other taxes shall be collected."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Ford, the house concurred in the senate amendment.

House bill No. 140 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,

Mr. Speaker:

February 17, 1893. }

I am directed by the president to inform you that the senate has passed house bill No. 24, with the following amendment:—

AMENDMENT.

Amend section 3 of original bill by inserting after the words "strayed or stolen," in line 4, the following: "and shall only apply to such interest as the person employing such herder may own in such herd of sheep so herded by such herder so employed."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Belts, the house concurred in the senate amendment.

House bill No. 24 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,

Mr. Speaker:

February 17, 1893. }

I am directed by the president to inform you that he has signed house bills Nos. 159, 40, 96, 92, 2, 103, and 86.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

Mr. Belknap, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 17, 1893.

Mr. Speaker:

Your committee on enrolled bills, to whom was referred house bill No. 141, beg leave to report the same back to the house as correctly enrolled.

E. H. BELKNAP,
Chairman.

The hour having arrived for the joint convention, the senate of the state of Oregon was announced.

JOINT CONVENTION.

The joint convention was called to order by the president of the senate.

The chief clerk of the senate called the roll of the senate.

Those present were:

Messrs. Alley, Bancroft, Beckley, Blackman, Butler, Cameron, Cogswell, Crosno, Cross, Denny, Dodson, Gates, Hayes, Hirsch, Huston, Looney, Matlock, Maxwell, McAlister, McGinn, Myers, Raley, Smith, Steiwer, Vanderburg, Veatch, Weatherford, Willis, Woodard, and Mr. President—30.

The chief clerk of the house called the roll of the house.

Those present were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Miller, Myer, Myers, Nichols, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—59.

Absent—Mr. Buxton—1.

RAILROAD COMMISSIONERS.

The president announced the first order of business being the nomination of three railroad commissioners.

Mr. Gates placed in nomination Mr. H. B. Compson of Klamath

county, Mr. I. A. Macrum of Multnomah county, and Mr. J. B. Eddy of Umatilla county.

Mr. Weatherford placed in nomination Mr. Henry Klippel of Jackson county, Mr. James N. Wheeler of Multnomah county, and Mr. H. R. Sibley of Umatilla county.

Mr. McEwen placed in nomination Mr. R. M. Steel of Union county, Mr. W. L. Sellers of Umatilla county, and Mr. G. W. Colvig of Douglas county.

There being no further nominations, the nominations were declared closed.

The clerk called the roll and the vote was:

<i>Names.</i>	<i>H. B. Compton</i>	<i>I. A. Macrum</i>	<i>J. B. Eddy</i>	<i>Henry Klippel</i>	<i>James N. Wheeler</i>	<i>H. R. Sibley</i>	<i>R. M. Steel</i>	<i>W. L. Sellers</i>	<i>George W. Colvig</i>	<i>Absent</i>	<i>Not voting</i>
Alley	1	1	1								
Bancroft	1	1	1								
Baughman	1	1	1								
Beckley				1	1	1					
Belknap	1	1	1								
Belts	1	1	1								
Bishop	1	1	1								
Blackman				1	1	1					
Blevins				1	1	1					
Brown of Douglas										1	
Brown of Morrow	1	1	1								
Butler				1	1	1					
Buxton										1	
Cameron	1	1	1								
Campbell				1	1	1					
Chandler	1	1	1								
Cogswell	1			1	1						
Coon	1	1	1								
Cooper											1
Cornelius	1	1	1								
Crosno	1	1	1								
Cross	1	1	1								
Currin				1	1	1					
Daly				1	1	1					
Day					1			1	1		
Denny	1	1	1								
Dodson	1	1	1								
Duncan	1	1	1								
Durham	1	1	1								
Elmore				1	1	1					
Ford	1	1	1								
Gates	1	1	1								
Geer of Clackamas	1	1	1								
Geer of Marion	1	1	1								
Gill	1	1	1								
Goodrich	1	1	1								
Gowan	1	1	1								
Gullixson	1	1	1								
Hayes	1	1	1								
Hirsch	1	1	1								
Hobbs	1	1	1								
Houck				1	1	1					
Huston				1	1	1					
Inman				1	1	1					

VOTE FOR RAILROAD COMMISSIONERS—CONCLUDED.

<i>Names.</i>	<i>H. B. Compson</i>	<i>I. A. Macrum</i>	<i>J. B. Eddy</i>	<i>Henry Klippel</i>	<i>James N. Wheeler</i>	<i>H. R. Sibley</i>	<i>R. M. Steel</i>	<i>W. L. Sellers</i>	<i>George W. Colvig</i>	<i>Absent</i>	<i>Not voting</i>
Jeffreys				1	1	1					
King				1	1	1					
Lamson	1	1	1								
Lawton	1	1	1								
Layman	1	1	1								
Looney	1	1	1								
Maloney	1			1	1						
Manley	1	1	1								
Matlock				1	1	1					
Mays	1	1	1								
Maxwell	1	1	1								
McAlister				1	1	1					
McEwen					1			1	1		
McGinn	1	1	1								
Merrill	1	1	1								
Merritt				1	1				1		
Miller				1	1	1					
Myer				1	1	1					
Myers of Linn				1	1	1					
Myers of Multnomah	1	1	1								
Nichols	1	1	1								
Nickell				1	1	1					
Northup	1	1	1								
Ormsby	1	1	1								
Paxton	1	1	1								
Raley				1	1	1					
Russell	1	1	1								
Sheridan				1	1	1					
Smith				1	1	1					
Staats				1	1	1					
Steinwer	1	1	1								
Stone				1	1	1					
Toner				1	1	1					
Trullinger	1	1	1								
Upton							1	1	1		
Vanderburg				1	1				1		
Veatch				1	1	1					
Weatherford				1	1	1					
Wilkins	1	1	1								
Wilkinson				1	1	1					
Willis	1	1	1								
Woodard	1	1	1								
Wright of Marion	1	1	1								
Wright of Union	1	1	1								
Mr. Speaker	1	1	1								
Mr. President	1	1	1								
Totals	54	52	52	32	34	28	1	3	5	2	1

Mr. H. B. Compson received 54 votes; Mr. I. A. Macrum, 52; Mr. J. B. Eddy, 52; Mr. Henry Klippel, 32; Mr. James N. Wheeler, 34; Mr. H. R. Sibley, 28; Mr. George W. Colvig, 5; Mr. W. L. Sellers, 3; Mr. R. M. Steel, 1; not voting, 1; absent, 2.

The president announced that Mr. H. B. Compson, Mr. I. A. Macrum, and Mr. J. B. Eddy having received a majority of all the votes cast, were declared duly elected railroad commissioners for the term of two years.

FISH COMMISSIONERS.

The next order of business being the election of five fish commissioners, Mr. Gates placed in nomination Mr. George T. Myers, Mr. George Giusten, Mr. Allan Parker, Mr. W. J. Riley, and Mr. Joseph Paquet.

There being no further nominations, the nominations were declared closed.

Mr. Ford moved that the clerk be instructed to cast the ballot for the five gentlemen nominated.

The motion prevailed, and the clerk cast the ballot for Mr. George T. Myers, Mr. Allan Parker, Mr. George Guisten, Mr. W. J. Riley, and Mr. Joseph Paquet.

The president announced that Mr. George T. Myers, Mr. Allan Parker, Mr. George Giusten, Mr. W. J. Riley, and Mr. Joseph Paquet having received a majority of all the votes cast, were declared duly elected fish commissioners for the state of Oregon for the term of two years.

PILOT COMMISSIONERS.

The next order of business being the election of three pilot commissioners, Mr. Gates placed in nomination Mr. J. A. Brown of Multnomah county, Mr. John Fox of Clatsop county, and Mr. B. F. Packard of Clatsop county.

Mr. Weatherford placed in nomination Mr. Hiram Brown of Clatsop county.

There being no further nominations, the nominations were declared closed.

The clerk called the roll and the vote was:

<i>Names.</i>	<i>J. A. Brown</i>	<i>John Fox</i>	<i>B. F. Packard</i>	<i>Hiram Brown</i>	<i>Absent</i>	<i>F. G. Day</i>	<i>J. H. Upton</i>
Alley	1	1	1				
Bancroft	1	1	1				
Baughman	1	1	1				
Beckley				1			
Belknap	1	1	1				
Belts	1	1	1				
Bishop	1	1	1				
Blackman				1			
Blevins				1			
Brown of Douglas					1		
Brown of Morrow	1	1	1				
Butler				1			
Buxton					1		
Cameron	1	1	1				

VOTE FOR PILOT COMMISSIONERS—CONTINUED.

<i>Names.</i>	<i>J. A. Brown</i>	<i>John Fox</i>	<i>B. F. Packard</i>	<i>Hiram Brown</i>	<i>Absent</i>	<i>F. G. Day</i>	<i>J. H. Upton</i>
Campbell				1			
Chandler	1	1	1				
Cogswell				1			
Coon	1	1	1				
Cooper					1		
Cornelius	1	1	1				
Crosno	1	1	1				
Cross	1	1	1				
Currin				1			
Daly				1			
Day				1			
Denny	1	1	1				
Dodson	1	1	1				
Duncan	1	1	1				
Durham	1	1	1				
Elmore				1			
Ford	1	1	1				
Gates	1	1	1				
Geer of Clackamas	1	1	1				
Geer of Marion	1	1	1				
Gill	1	1	1				
Goodrich	1	1	1				
Gowan	1	1	1				
Gullixson	1	1	1				
Hayes	1	1	1				
Hirsch	1	1	1				
Hobbs	1	1	1				
Houck				1			
Huston				1			
Inman				1			
Jeffreys				1			
King				1			
Lamson	1	1	1				
Lawton	1	1	1				
Layman	1	1	1				
Looney	1	1	1				
Maloney				1			
Manley	1	1	1				
Matlock				1			
Mays	1	1	1				
Maxwell	1	1	1				
McAllister				1			
McEwen				1			
McGinn	1	1	1				
Merrill	1	1	1				
Merritt					1		
Miller				1			
Myer				1			
Myers of Linn				1			
Myers of Multnomah	1	1	1				
Nichols					1		
Nickell				1			
Northrup	1	1	1				
Ormsby	1	1	1				
Paxton					1		
Raley				1			
Russell	1	1	1				
Sheridan				1			
Smith				1			
Staats				1			
Steinwer	1	1	1				
Stone				1			
Toner				1			
Trullinger	1	1	1				

VOTE FOR PILOT COMMISSIONERS — CONCLUDED.

<i>Names.</i>	<i>J. A. Brown</i>	<i>John Fox</i>	<i>B. F. Packard</i>	<i>Hiram Brown</i>	<i>Absent</i>	<i>F. G. Day</i>	<i>J. H. Upton</i>
Upton				1			
Vanderburg				1		1	1
Veatch				1			
Weatherford				1			
Wilkins	1	1	1				
Wilkinson				1			
Willis	1	1	1				
Woodard	1	1	1				
Wright of Marion	1	1	1				
Wright of Union	1	1	1				
Mr. Speaker	1	1	1				
Mr. President	1	1	1				
Totals	50	50	50	34	6	1	1

Mr. J. A. Brown received 50 votes; Mr. John Fox, 50; Mr. B. F. Packard, 50; Mr. Hiram Brown, 34; Mr. J. H. Upton, 1; Mr. F. G. Day, 1; absent, 6.

The president announced that Mr. J. A. Brown, Mr. John Fox, and Mr. B. F. Packard having received a majority of all the votes cast, were declared duly elected pilot commissioners for the state of Oregon for the term of two years.

FOOD COMMISSIONER.

The next order of business being the election of a state food commissioner, Mr. Gates placed in nomination Mr. Charles Holman of Clackamas county.

Mr. Weatherford placed in nomination Mr. R. M. Powers of Umatilla county.

There being no further nominations, the nominations were declared closed.

The clerk called the roll and the vote was:

<i>Names.</i>	<i>Charles Holman</i>	<i>R. M. Powers</i>	<i>Absent</i>	<i>Not voting</i>
Alley	1			
Bancroft	1			
Baughman	1			

VOTE FOR FOOD COMMISSIONER — CONTINUED.

<i>Names.</i>	<i>Charles Hoffman</i>	<i>R. M. Powers</i>	<i>Absent</i>	<i>Not voting</i>
Beckley		1		
Belknap	1			
Belts	1			
Bishop	1			
Blackman		1		
Blevins	1			
Brown of Douglas	1			
Brown of Morrow	1			
Butler			1	
Buxton			1	
Cameron	1			
Campbell		1		
Chandler	1			
Cogswell		1		
Coon	1			
Cooper	1			
Cornellius	1			
Crosno	1			
Cross	1			
Currin	1			
Daly			1	
Day	1			
Denny	1			
Dodson	1			
Duncan	1			
Durham	1			
Elmore		1		
Ford				1
Gates	1			
Geer of Clackamas	1			
Geer of Marion	1			
Gill	1			
Goodrich	1			
Gowan	1			
Gullixson	1			
Hayes	1			
Hirsch	1			
Hobbs	1			
Houck		1		
Huston			1	
Inman		1		
Jeffreys			1	
King		1		
Lamson	1			
Lawton	1			
Layman	1			
Looney	1			
Maloney		1		
Manley	1			
Matlock		1		
Mays	1			
Maxwell	1			
McAlister		1		
McEwen		1		
McGinn	1			
Merrill	1			
Merritt			1	
Miller		1		
Myer		1		
Myers of Linn		1		
Myers of Multnomah	1			
Nichols			1	

VOTE FOR FOOD COMMISSIONER — CONCLUDED.

<i>Names.</i>	<i>Charles Holman</i>	<i>R. M. Powers</i>	<i>Absent</i>	<i>Not voting</i>
Nickell		1		
Northup	1			
Ormsby	1			
Paxton	1			
Raley			1	
Russell	1			
Sheridan		1		
Smith		1		
Staats		1		
Steiner	1			
Stone		1		
Toner		1		
Trullinger	1			
Upton			1	
Vanderburg	1			
Veatch		1		
Weatherford		1		
Wilkins			1	
Wilkinson		1		
Willis	1			
Woodard	1			
Wright of Marion	1			
Wright of Union	1			
Mr. Speaker	1			
Mr. President	1			
Totals	55	24	10	1

Mr. Charles Holman received 55 votes; Mr. R. M. Powers, 24; not voting, 1; absent, 10.

The president announced that Mr. Charles Holman having received a majority of all the votes cast, was declared duly elected state food commissioner for the state of Oregon for the ensuing two years.

STATE LIBRARIAN.

The next order of business being the election of a state librarian, Mr. Weatherford arose and endorsed the present incumbent, Mr. J. B. Putnam, for state librarian.

Mr. Gates arose and stated that Mr. Putnam was the unanimous choice of the republicans for that position.

By unanimous consent, the rules were suspended and the clerk was instructed to cast the ballot for Mr. J. B. Putnam for state librarian.

The clerk cast the ballot, and the president announced that Mr. J. B. Putnam having received all the votes cast, was declared duly elected state librarian for the term of two years.

GAME AND FISH WARDEN.

The next order of business being the election of game and fish warden, Mr. Gates placed in nomination Mr. Ferry Henshaw of Multnomah county.

Mr. Trullinger placed in nomination Mr. J. W. Welch.

There being no further nominations, the nominations were declared closed.

The clerk called the roll and the vote was:

<i>Names.</i>	<i>Ferry Henshaw</i>	<i>J. W. Welch</i>	<i>Absent</i>	<i>Not voting</i>
Alley	1			
Bancroft	1			
Baughman		1		
Beckley		1		
Belknap	1			
Belta		1		
Bishop	1			
Blackman		1		
Blevins		1		
Brown of Douglas			1	
Brown of Morrow	1			
Butler			1	
Buxton			1	
Cameron	1			
Campbell		1		
Chandler	1			
Cogswell			1	
Coon	1			
Cooper			1	
Cornelius	1			
Crosno	1			
Cross	1			
Currin		1		
Daly		1		
Day		1		
Denny	1			
Dodson	1			
Duncan	1			
Durham	1			
Elmore		1		
Ford				1
Gates	1			
Geer of Clackamas			1	
Geer of Marlon	1			
Gill	1			
Goodrich	1			
Gowan	1			
Gullixson	1			
Hayes	1			
Hirsch	1			
Hobbs			1	
Houck		1		
Huston			1	
Inman			1	
Jeffreys		1		
King		1		
Lamson	1			
Lawton	1			

VOTE FOR GAME AND FISH WARDEN—CONCLUDED.

<i>Names.</i>	<i>Ferry Henshaw</i>	<i>J. W. Welch</i>	<i>Absent</i>	<i>Not voting</i>
Layman	1			
Looney	1			
Maloney	1			
Manley	1			
Matlock		1		
Mays	1			
Maxwell	1			
McAllister			1	
McEwen		1		
McGinn	1			
Merrill	1			
Merritt			1	
Miller		1		
Myer		1		
Myers of Linn		1		
Myers of Multnomah	1			
Nichols			1	
Nickell		1		
Northup	1			
Ormsby	1			
Paxton	1			
Raley			1	
Russell	1			
Sheridan		1		
Smith		1		
Staats		1		
Steiber	1			
Stone		1		
Toner		1		
Trullinger		1		
Upton		1		
Vanderburg		1		
Veatch		1		
Weatherford		1		
Wilkins			1	
Wilkinson			1	
Willis	1			
Woodard	1			
Wright of Marion	1			
Wright of Union	1			
Mr. Speaker	1			
Mr. President	1			
Totals	45	29	15	1

Mr. Ferry Henshaw received 45 votes; Mr. J. W. Welch, 29; not voting, 1; absent, 15.

The president announced that Mr. Ferry Henshaw having received a majority of all the votes cast, was declared duly elected game and fish warden for the ensuing two years.

BOATMAN.

The next order of business being the election of a boatman at Astoria, Mr. Gates placed in nomination Mr. E. F. Bradford of Astoria.

Mr. Weatherford placed in nomination Mr. D. Currin of Astoria.
There being no further nominations, the nominations were declared closed.

The clerk called the roll and the vote was:

<i>Names.</i>	<i>E. F. Bradford</i>	<i>D. Currin</i>	<i>Absent</i>
Alley	1		
Bancroft	1		
Baughman	1		
Beckley		1	
Belknap	1		
Belts	1		
Bishop	1		
Blackman		1	
Blevins		1	
Brown of Douglas			1
Brown of Morrow	1		
Butler			1
Buxton			1
Cameron	1		
Campbell		1	
Chandler	1		
Cogswell		1	
Coon	1		
Cooper	1		
Cornellius	1		
Crosno	1		
Cross	1		
Currin		1	
Daly		1	
Day		1	
Denny	1		
Dodson	1		
Duncan			1
Durham	1		
Elmore		1	
Ford			1
Gates	1		
Geer of Clackamas			1
Geer of Marion			1
Gill	1		
Goodrich	1		
Gowan	1		
Gullixson	1		
Hayes	1		
Hirsch	1		
Hobbs	1		
Houck		1	
Huston			1
Inman		1	
Jeffreys			1
King		1	
Lamson	1		
Lawton	1		
Layman	1		
Looney	1		
Maloney		1	
Manley	1		
Matlock		1	
Mays	1		
Maxwell	1		
McAlister			1

VOTE FOR BOATMAN—CONCLUDED.

<i>Names.</i>	<i>E. F. Bradford</i>	<i>D. Currin</i>	<i>Absent</i>
McEwen		1	
McGinn	1		
Merrill	1		
Merritt			1
Miller		1	
Myer		1	
Myers of Linn		1	
Myers of Multnomah			1
Nichols			1
Nickell		1	
Northup	1		
Ormsby	1		
Paxton	1		
Raley			1
Russell	1		
Sheridan		1	
Smith		1	
Staats		1	
Steiber	1		
Stone		1	
Toner		1	
Trullinger		1	
Upton		1	
Vanderburg		1	
Veatch		1	
Weatherford		1	
Wilkins			1
Wilkinson			1
Willis	1		
Woodard			1
Wright of Marion	1		
Wright of Union	1		
Mr. Speaker	1		
Mr. President	1		
Totals	44	29	17

Mr. E. F. Bradford received 44 votes; Mr. D. Currin, 29; absent, 17.

The president announced that Mr. E. F. Bradford having received a majority of all the votes cast, was declared duly elected boatman at Astoria for the term of two years.

On motion of Mr. Gates, the joint convention dissolved.

EVENING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

The house met at 7:30 o'clock P. M., and was called to order by the speaker.

The roll was called, and all the members were present excepting Messrs. Buxton, Ford, Gill, and Myers.

The speaker announced that he was about to sign house bills Nos. 333, 121, 296, 133, 160, 99, 10, 377, and 141, and soon thereafter announced that he had signed the same.

On motion of Mr. Paxton, the house resolved itself into the committee of the whole for the further consideration of house bill No. 382, with Mr. Paxton as chairman.

Later the committee arose and submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

Your committee of the whole, to whom was referred house bill No. 382, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

In section 2, line 55, strike out "46,600," and insert "32,600."

AMENDMENT.

In section 2, line 145, strike out "1,500," and insert "2,000."

AMENDMENT.

In section 2, after line 42, insert the following: "For aid of St. Mary's home near Beaverton, Washington county, \$2,000."

AMENDMENT.

In section 2, after line 29, add the following: "For Portland industrial fair to aid in payment of taxes during two years, \$1,000."

AMENDMENT.

Add the following to section 2: "For the building and furnishing of dormitories for the university of Oregon, as recommended by the committee appointed under house concurrent resolution No. —, to be expended by the board of regents, \$25,000; for expenses and clerical aid of the state board of charities for two years, \$5,000."

AMENDMENT.

In section 20, line 2, strike out "11,000," and insert "5,000."

AMENDMENT.

Strike out line 48, section 2.

AMENDMENT.

Add to section 14: "For the relief of Fred. S. Moore, \$22.50."

AMENDMENT.

Add to section 16: "That there is hereby appropriated out of the general fund in the treasury of the state of Oregon the sum of \$9,000 for the maintenance and subsistence of female students holding free scholarships in the state agricultural college at Corvallis, Oregon, for the term of two years, to be expended under such restrictions and regulations as may be prescribed by the board of regents.

AMENDMENT.

In section 20, line 6, strike out the word "directed," and insert the words "authorized if in their judgment desirable" in lieu thereof."

AMENDMENT.

In section 2, line 21, strike out "\$5,000," and insert "\$3,500."

AMENDMENT.

In section 2, line 20, strike out "\$5,000" (as amended), and insert "\$11,415."

O. F. PAXTON,
Chairman.

On motion of Mr. Paxton, the report and amendments were adopted.

Mr. Paxton moved that the rules be suspended and house bill No. 382 be read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullix-

son, Hobbs, Inman, Jeffreys, King, Lamson, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Miller, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Upton, Wilkins, Wilkinson, Wright of Marion, Wright of Union, and Mr. Speaker—55.

Nays—Mr. Houck—1.

Absent—Messrs Buxton, Merritt, Myer, and Nickell—4.

So the motion prevailed, and house bill No. 382 was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Morrow, Chandler, Coon, Cornelius, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Layman, Manley, Mays, Merrill, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Trullinger, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—33.

Nays—Messrs. Blevins, Brown of Douglas, Campbell, Currin, Daly, Day, Elmore, Houck, Inman, King, Lamson, Lawton, Maloney, McEwen, Merritt, Miller, Nickell, Sheridan, Staats, Stone, Toner, and Upton—22.

Absent—Messrs. Buxton, Cooper, Jeffreys, Myer, and Wilkinson—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate bills Nos. 109, 142, and 192 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate bills

Nos. 27, 205, 209, and senate joint memorial No. 3 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate bills Nos. 37 and 70 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 109, 192, 142, 27, 205, 209, 37, 70, and senate joint memorial No. 3, and soon thereafter announced that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 179.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 124.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 376.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 335.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 283.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 364.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 379.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bills Nos. 179, 124, 376, 335, 283, 364, and 379 were ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate joint memorial No. 4, relative to the maintenance and protection of the forests of this state.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr Mays, the house concurred in the memorial.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 332, with the following amendment:—

AMENDMENT.

Amend section 10, line 22 in printed bill, after the word "affidavit," by adding the following: "All money in hands of the Southern Oregon agricultural society on January 1, 1894, shall be divided equally between the first and second Southern Oregon district agricultural societies.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Sheridan, the house concurred in the senate amendment.

House bill No. 332 was ordered enrolled.

The committee appointed under house concurrent resolution No. 15, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee appointed under house concurrent resolution No. 15, beg leave to report that we have had under consideration the matters of the acoustical condition of the hall of representatives, the roof of the capitol, and the porches for the north and south entrances to the capitol, and beg leave to report as follows: That in consideration of the defective acoustical condition of the said hall of representatives, we deem it imperitively necessary that the board of building commissioners be instructed to reconstruct the said hall of representatives, and to that end remodel the same upon the Cline system of acoustics; to construct a permanent floor twenty-six feet above the present floor, near the bottom of the upper windows of said hall; that the upper compartment so created be divided into a suitable number of committee rooms; that the walls of said hall of representatives when so remodeled be constructed of such material as to deaden the sound waves and not such as reflects and augments the same.

We find the present roof of the capitol insecure and insufficient to properly protect the building, and report that the above building commissioners should be instructed to construct a new roof for the efficient protection of the interior of the capitol. We further recommend the construction of twelve additional water closets within the building. In the matter of porticoes at the north and south ends of the building we deem it inexpedient at this time to construct the same.

For the purpose of carrying out the provisions of this report we recommend the appropriation of fifteen thousand dollars from the general fund of this state, to be expended, or so much thereof as

may be necessary, in making the improvements herein recommended.

GORDON E. HAYES,
Chairman on part of the senate.
J. H. UPTON,
Chairman on part of the house.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 343, with the following amendments:—

AMENDMENT.

In line 2, of section 2 of the printed bill, between the words “been” and “equalized,” insert the word “finally.”

AMENDMENT.

In lines 2 and 3, of section 2 of the printed bill, strike out the words “by the several county boards of equalization, and the state board of equalization.”

AMENDMENT.

In line 8, of section 2 of the printed bill, after the word “consecutively,” and before the word “with,” strike out the word “and.”

AMENDMENT.

In line 9, of section 6 of the printed bill, strike out the word “assessments,” and insert in lieu thereof the word “amounts.”

AMENDMENT.

In line 2, of section 7 of the printed bill, strike out the words “the same.”

AMENDMENT.

In line 3, of section 7 of the printed bill, between the words “them” and “taking,” insert the words “the amounts thereof to which they are respectively entitled.”

AMENDMENT.

Strike out all of section 9 of the engrossed bill.

AMENDMENT.

Number section 10 of the engrossed bill section 9.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Ford, the house concurred in the senate amendments.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 64, with the following amendments:—

AMENDMENT.

Add to section 7 the following: "*provided*, that this act shall not apply to any mixture or compound which may be now or at any time hereafter known as articles of food under their own distinctive names, or in the case of articles branded or tagged so as to plainly indicate that they are mixtures, compounds, or blends.

AMENDMENT.

In section 4, line 8 of printed bill, after the word "the," insert "state dairy and."

AMENDMENT.

In section 6, line 4, after the word "the," insert "state dairy and."

AMENDMENT.

In section 8, line 2, after the word "state," insert "dairy and."

AMENDMENT.

In section 8, line 9, after the word "legislature," insert the following: "The person elected as such commissioner shall be well qual-

ified in dairy matters and qualified to give theoretical and practical instruction in dairying, and it shall be the duty of such commissioner to give practical and theoretical instruction in dairy matters whenever and wherever opportunity offers within the state, and to collect and disseminate such information as is calculated to develop the dairy industry within the state."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Northup, the house concurred in the senate amendments.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 36, with the following amendment:—

AMENDMENT.

Strike out all of section 5 of said bill.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Nickell, the house concurred in the senate amendment.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 318, with the following amendments:—

AMENDMENT.

Amend section 2 so as to read as follows:

Section 2. That the state treasurer be and is hereby authorized and directed to credit to Umatilla county, on account of the current expense and the special state taxes for 1891, the sum of \$224.05 on

account of error in the assessment roll of said county of 1891, as shown by a statement on file in the office of the secretary of state.

AMENDMENT.

Add section 3 as follows:

Section 3. Inasmuch as the counties named have been for several months deprived of the use of the several amounts named, this act shall take effect and be in force from and after its approval by the governor.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Stone, the house concurred in the senate amendments.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 180, with the following amendment:—

AMENDMENT.

Amend by adding at the end of section 14 the following proviso: *provided, however*, that the provisions of this act, nor any part thereof, shall apply to the counties of Crook, Klamath, Lake, Lane, nor Linn.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Daly, the house concurred in the senate amendment.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 331, with the following amendment:—

AMENDMENT.

Amend section 1 to read as follows:

Section 1. The board of trustees of the Oregon state insane asylum is hereby authorized, upon the nomination of the superintendent of said asylum, to appoint two consulting physicians, who shall be regular graduates in medicine and shall have practiced medicine at least fifteen years from date of diploma, and who shall hold their offices for four years or during good behavior. The said consulting physicians shall be subject to removal by the board of trustees at any time for cause; and in the discharge of their duties shall be subject to the laws now in existence or which may hereafter be enacted for the government and control of said asylum, and also to the bylaws of said board of trustees. They shall not be required to reside at the asylum. They shall give special attention to difficult and obscure cases of mental disease, and shall advise and assist in important surgical operations. They shall visit the asylum at least once a week, and whenever at other times they shall deem it necessary, and also whenever they shall be requested so to do by the medical superintendent. They shall at all times have access to all parts of the asylum, or any other place appertaining to the asylum, and shall personally examine the patients and advise the manner of their treatment. They shall recommend to the superintendent sanitary measures for the welfare of the patients, and shall make such recommendations to the board of trustees as, in their judgment, shall be for the best interests of the patients and the institution. They shall each receive an annual salary of twelve hundred dollars. The said board of trustees is hereby authorized, upon the nomination of the superintendent of said asylum, to appoint additional assistant physicians, one of whom shall be a female, to attend the patients at the main asylum and at the asylum cottage farm, whenever in the judgment of said board of trustees the increased number and the necessities of the patients shall require such additional medical attendance.

AMENDMENT.

Amend the title to read as follows: "An act authorizing the board of trustees of the Oregon state insane asylum to employ additional physicians for the treatment of patients committed to the said asylum."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Bishop, the house concurred in the senate amendments.

Senate bill No. 217 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Elmore, Geer of Clackamas, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lawton, Manley, Mays, Merrill, Myer, Myers, Nichols, Paxton, Russell, Sheridan, Staats, Stone, Toner, Trullinger, Wilkins, Wilkinson, Wright of Union, and Mr. Speaker—41.

Nays—Messrs. Currin, Day, Lamson, Maloney, and McEwen—5.

Absent—Messrs. Belknap, Buxton, Daly, Ford, Geer of Marion, Gill, Layman, Merritt, Miller, Nickell, Northup, Ormsby, Upton, and Wright of Marion—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bills Nos. 160, 99, 133, and 121.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that he has signed house bills Nos. 333, 10, 296, and 377.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has refused to concur in the house amendment to senate bill No. 101.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Miller, the house receded from the amendment. Senate bill No. 45 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Blevins, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Inman, King, Lawton, Layman, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nickell, Northup, Ormsby, Paxton, Russell, Sheridan, Toner, Trullinger, Upton, Wilkins, Wilkinson, and Mr. Speaker—46.

Nays—Mr. Brown of Douglas—1.

Absent—Messrs. Buxton, Daly, Hobbs, Houck, Jeffreys, Lamson, Miller, Myer, Nichols, Staats, Stone, Wright of Marion, and Wright of Union—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Ford introduced house joint resolution No. 14.

HOUSE JOINT RESOLUTION NO. 14.

Resolved by the House, the Senate concurring, That the special corporation laws passed at this session for municipal purposes shall not be published with the general laws nor printed at all at the expense of the state.

Mr. Ford moved that the joint resolution be adopted.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Bishop, Brown of Douglas,

Brown of Morrow, Campbell, Chandler, Coon, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Marion, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Layman, Manley, Mays, McEwen, Merrill, Miller, Myer, Nichols, Nickell, Russell, Sheridan, Staats, Stone, Trullinger, Wilkins, Wilkinson, Wright of Marion, and Mr. Speaker—46.

Nays—Messrs. Blevins, Maloney, Merritt, Northup, Ormsby, Toner, and Upton—7.

Absent—Messrs. Buxton, Cornelius, Geer of Clackamas, Gowan, Myers, Paxton, and Wright of Union—7.

So the joint resolution was adopted.

Mr. Paxton moved to reconsider the vote by which the house adopted the report of the committee on salaries and mileage fixing the per diem of clerks and officers of the house and of clerks of committees.

The yeas and nays were demanded by Messrs. Ford and Sheridan.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Bishop, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Day, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Lamson, Lawton, Maloney, Manley, Mays, McEwen, Merrill, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Trullinger, Upton, and Mr. Speaker—33.

Nays—Messrs. Baughman, Belts, Blevins, Currin, Duncan, Durham, Ford, Geer of Marion, Jeffreys, King, Layman, Miller, Myer, Sheridan, Staats, Stone, Toner, and Wilkins—18.

Absent—Messrs. Brown of Douglas, Buxton, Daly, Elmore, Inman, Nickell, Wilkinson, Wright of Marion, and Wright of Union—9.

So the motion to reconsider prevailed.

Mr. Paxton offered the following amendment to the report:—

AMENDMENT.

Shorthand clerks, \$5 per diem; chief clerks of committees on enrolled bills and engrossed bills, \$5 per diem; all other clerks of committees, \$4 per diem; mailing clerk, \$6 per diem.

Mr. Paxton moved that the amendment be adopted.

The yeas and nays were demanded by Messrs. Ford and Myers.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Bishop, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Durham, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Maloney, Manley, Mays, Merrill, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell,

Toner, Trullinger, Upton, Wright of Union, and Mr. Speaker—33.

Nays—Messrs. Baughman, Belts, Blevins, Currin, Day, Duncan, Ford, Geer of Marion, Houck, King, Layman, McEwen, Miller, Myer, Nickell, Sheridan, Staats, Stone, and Wilkins—19.

Absent—Messrs. Brown of Douglas, Buxton, Daly, Elmore, Inman, Jeffreys, Wilkinson, and Wright of Marion—8.

So the amendments were adopted.

Mr. Northup offered the following amendment:—

AMENDMENT.

Provided, that no person shall draw pay for service upon more than one committee.

On motion of Mr. Northup, the amendment was adopted.

Mr. Ormsby offered the following amendment:—

AMENDMENT.

The pay of pages to be \$3.50 per diem.

On motion of Mr. Ormsby, the amendment was adopted.

Mr. Nickell offered the following amendment:—

AMENDMENT.

Provided, that the time of service shall date from time said clerks were sworn.

On motion of Mr. Nickell, the amendment was adopted.

Mr. Paxton moved that the report as amended be adopted.

The yeas and nays were demanded by Messrs. Ford and Layman.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Bishop, Brown of Morrow, Campbell, Chandler, Coon, Cooper, Cornelius, Duncan, Durham, Geer of Clackamas, Gill, Goodrich, Gowan, Gullixson, Hobbs, Lamson, Lawton, Maloney, Manley, Mays, Merrill, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Toner, Trullinger, Upton, Wright of Marion, and Mr. Speaker—34.

Nays—Messrs. Baughman, Belts, Blevins, Daly, Day, Ford, Geer of Marion, King, Layman, McEwen, Myer, Nickell, Sheridan, Staats, Stone, Wilkins, and Wilkinson—17.

Absent—Messrs. Brown of Douglas, Buxton, Currin, Elmore, Houck, Inman, Jeffreys, Miller, and Wright of Union—9.

So the motion to adopt prevailed.

The speaker announced that he was about to sign house bills

Nos. 379, 36, 335, 283, 376, 3, and 179, and soon thereafter announced that he had signed the same.

Mr. Brown of Morrow introduced house concurrent resolution No. 32.

HOUSE CONCURRENT RESOLUTION NO. 32.

Whereas owing to storms and severe weather the joint committee appointed by the house and senate, under house concurrent resolution No. 18, to examine and investigate the matters pertaining to the construction and cost of the state portage railroad around the cascades of the Columbia river, etc., have been prevented from making an examination of said portage road or investigating the matters referred to in said concurrent resolution; and whereas grave charges have been made concerning the manner in which said portage road was constructed and the moneys appropriated therefor by the state expended, and the public interest requires that said matters be investigated; therefore, be it

Resolved by the House, the Senate concurring, That the committee of five, consisting of three members from the house and two members of the senate, appointed under and by virtue of said house concurrent resolution No. 18, be and they hereby are continued and authorized, empowered and directed to examine, investigate, and inquire into all matters pertaining to the construction, cost, and operation of the said state portage railroad around the cascades of the Columbia river, and the wharves, station-house, terminal facilities, and approaches connected therewith, including the cost of purchasing and acquiring right of way for said portage railroad, and the cost of running, operating, and maintaining said road and the property used in connection therewith, and the manner in which the moneys appropriated by the state for the construction of said portage road were expended, and all other matters connected with said portage railroad; and be it further

Resolved, That said committee shall meet and sit at such times and places after the adjournment of this legislature as they or a majority of them shall deem expedient, and that they or a majority of them shall have power to take testimony regarding said matters to be investigated, and to compel the attendance and testimony of witnesses, and the production of all books, papers, contracts, agreements, documents, and vouchers relating to matters under investigation, and to administer oaths and to employ such clerical help as in their judgment may be necessary; and be it further

Resolved, That said committee make a report of its findings concerning said matters to be investigated, and file the same with the secretary of state to be laid before the next legislative assembly.

Said committee shall be paid their actual expenses incurred in making such investigation, and during the time actually so employed shall be paid the same per diem as members of the legislative assembly; and the secretary of state shall draw warrants in payment of the same and for the clerical labor employed and necessary witness fees upon the general fund.

On motion of Mr. Brown of Morrow, the resolution was adopted.

The speaker announced that he was about to sign house bills Nos. 364 and 372, and soon thereafter announced that he had signed the same.

Mr. Geer of Marion moved that the rules be suspended and senate bill No. 114 be read third time now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Coon, Cooper, Cornelius, Currin, Daly, Day, Duncan, Durham, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Hobbs, Houck, King, Lamson, Lawton, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker—43.

Nays—Messrs. Baughman, Belknap, Gill, Gullixson, Inman, Manley, Myers, Northup, Sheridan, and Wilkinson—10.

Absent—Messrs. Buxton, Campbell, Chandler, Elmore, Jeffreys, Staats, and Wright of Union—7.

So the rules were suspended and senate bill No. 114 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Cooper, Currin, Daly, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gowan, Houck, Jeffreys, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Merritt, Miller, Myer, Nichols, Nickell, Ormsby, Sheridan, Staats, Stone, Toner, Upton, Wilkins, and Wright of Marion—39.

Nays—Messrs. Baughman, Belknap, Chandler, Coon, Gill, Goodrich, Gullixson, Inman, Myers, Northup, Trullinger, and Mr. Speaker—12.

Absent—Messrs. Buxton, Cornelius, Hobbs, Lawton, Manley, Paxton, Russell, Wilkinson, and Wright of Union—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bill No. 141.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 110.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 175.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 17.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 33.

And the same is herewith returned to you for enrollment.

O. P. MILLER,
Chief clerk.

House bills Nos. 110, 17, 175, and 33 were ordered enrolled.

Mr. Hobbs introduced house resolution No. 43.

HOUSE RESOLUTION NO. 43.

Resolved, That the secretary of state be and he is hereby instructed to furnish to each member of the house one bound copy of the session laws, and one bound copy of the house and senate journals of the seventeenth biennial session as soon as the same are printed.

On motion of Mr. Hobbs, the resolution was adopted.

The speaker announced that he was about to sign house bills Nos. 154 and 124, and soon thereafter announced that he had signed the same.

Mr. Durham, chairman of the committee on salaries and mileage, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

Your committee on salaries and mileage, to whom was referred mileage for the members, beg leave to supplement their report by recommending that 104 miles be added to Mr. Jeffreys' account for visiting on a special committee, said mileage not having been reported in the original report.

S. A. DURHAM,
Chairman.

On motion of Mr. Durham, the report was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bills Nos. 364, 379, 335, 179, 283, 376, 3, and 36.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bills Nos. 372, 124, and 154.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

Mr. Nickell introduced house resolution No. 44.

HOUSE RESOLUTION NO. 44.

Whereas this house, by resolution No. 2, voted to the officers and members of the house volumes 1 and 2 of Hill's annotated laws of Oregon; and whereas the secretary of state has some doubts as to the number he can furnish on account of the passage of senate joint resolution No. 1; therefore, to relieve the secretary of doubt in the matter, be it

Resolved, That the secretary of state be directed to furnish the persons named in house resolution No. 2 volumes 1 and 2 of Hill's annotated laws of Oregon of the last edition.

On motion of Mr. Ford, the resolution was adopted.

Mr. Cooper introduced house resolution No. 45.

HOUSE RESOLUTION NO. 45.

Resolved, That owing to the extra hard work of the reading clerk he be allowed two dollars and fifty cents per day in addition to the sum fixed by the report of the committee as amended and adopted today.

Mr. Cooper moved the adoption of the resolution.

The motion was lost.

The speaker announced that he was about to sign house bills Nos. 318, 17, and 331, and soon thereafter announced that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 23, instructing the secretary of state to furnish the state printer with the records of this session.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

SENATE CONCURRENT RESOLUTION NO. 23.

Be it resolved by the Senate, the House concurring, That the secretary of state be instructed to furnish to the state printer for publication, as required by law, true copies of the records of the proceedings of this legislative assembly as shown by the journals thereof, and the laws, resolutions, and memorials passed at this session, the compensation for such transcripts to be such as is prescribed by law for like services in other cases, and such copies of the laws to be furnished within sixty days from the date of the adjournment of this assembly. The original copies of said laws, journals, resolutions, and memorials shall be safely kept on file in the office of the secretary of state as required by law.

On motion of Mr. Paxton, the house concurred in the resolution.

Mr. Belknap moved to suspend the rules and read senate bill No. 71 second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Belts, Blevins, Brown of Douglas, Brown of Morrow, Campbell, Chandler, Coon, Cornelius, Day, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gowan, King, Lamson, Layman, Maloney, Manley, McEwen, Merrill, Merritt, Myers, Nickell, Russell, Staats, Stone, Trullinger, Upton, Wilkins, Wright of Marion, and Mr. Speaker—35.

Nays—Messrs. Cooper, Daly, Gill, Goodrich, Gullixson, Hobbs, Houck, Inman, Lawton, and Sheridan—10.

Absent—Messrs. Bishop, Buxton, Currin, Duncan, Jeffreys, Mays, Miller, Myer, Nichols, Northup, Ormsby, Paxton, Toner, Wilkinson, and Wright of Union—15.

So the rules were suspended and senate bill No. 71 was read second time by title only.

Mr. Belknap moved that the rules be further suspended and senate bill No. 71 be read third time by title now.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Durham, Ford, Geer of Clackamas, Gowan, Hobbs, Lawton, Layman, Maloney, McEwen, Merrill, Nichols, Upton, Wilkins and Mr. Speaker—20.

Nays—Messrs. Bishop, Blevins, Day, Duncan, Elmore, Geer of Marion, Gill, Goodrich, Houck, Inman, Jeffreys, Lamson, Manley, Merritt, Ormsby, Russell, Sheridan, Staats, Stone, and Trullinger—20.

Absent—Messrs. Baughman, Belts, Buxton, Campbell, Cornelius, Currin, Daly, Gullixson, King, Mays, Miller, Myer, Myers, Nickell, Northup, Paxton, Toner, Wilkinson, Wright of Marion, and Wright of Union—20.

So the motion to further suspend the rules was lost.

On motion of Mr. Northup, the further consideration of senate concurrent resolution No. 19 was postponed to 11:55 o'clock P. M.

Mr. Wilkins asked unanimous consent of the house to have senate bill No. 206 read third time now and placed on final passage.

There being no objection, senate bill No. 206 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Blevins, Campbell, Chandler, Coon, Day, Durham, Elmore, Ford, Gill, Gullixson, Hobbs, Inman, Jeffreys, King, Manley, Mays, Merrill, Merritt, Miller, Myer, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Stone, Toner, Trullinger, Wilkins, Wilkinson, and Mr. Speaker—33.

Nays—Messrs. Belknap, Brown of Douglas, Cooper, Duncan, Goodrich, Houck, Lamson, Lawton, Layman, Maloney, McEwen, Sheridan, Staats, and Upton—14.

Absent—Messrs. Belts, Bishop, Brown of Morrow, Buxton, Cornelius, Currin, Daly, Geer of Clackamas, Geer of Marion, Gowan, Nickell, Wright of Marion, and Wright of Union—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has passed house bill No. 53, with the following amendment:—

AMENDMENT.

In section 1, line 6, after the word "husbandry" insert the words "knights of labor."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Bishop, the house concurred in the senate amendment.

House bill No. 53 was ordered enrolled.

Mr. Paxton introduced house joint resolution No. 15.

HOUSE JOINT RESOLUTION NO. 15.

Resolved by the House, the Senate concurring, That the governor, secretary of state, and state treasurer, as the board having charge of the management and operation of the stove foundry plant at the penitentiary, if the same shall be purchased by the state, shall carry on and operate said stove works, and for that purpose are hereby authorized and empowered to purchase all necessary materials and supplies for that purpose, and the secretary of state, in payment therefor, is hereby authorized to draw warrants on the general fund and the treasurer to pay the same out of such fund.

Mr. Paxton moved that the resolution be adopted.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Baughman, Belknap, Bishop, Blevins, Campbell, Chandler, Coon, Currin, Day, Duncan, Durham, Elmore, Ford, Geer of Clackamas, Geer of Marion, Gill, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, King, Lamson, Layman, Maloney, Mays, McEwen, Merrill, Nichols, Nickell, Northup, Paxton, Russell, Stone, Toner, Trullinger, Upton, and Mr. Speaker—39.

Nays—Mr. Lawton—1.

Absent—Messrs. Belts, Brown of Douglas, Brown of Morrow, Buxton, Cooper, Cornelius, Daly, Jeffreys, Manley, Merritt, Miller,

Myer, Myers, Ormsby, Sheridan, Staats, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—20.

So the joint resolution was adopted.

Mr. Hobbs asked unanimous consent of the house to take up senate bill No. 86.

There being no objection, senate bill No. 86 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Daly, Day, Durham, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Maloney, Manley, Mays, McEwen, Merritt, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Toner, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—42.

Nays—Messrs. Baughman, Campbell, Cornelius, Currin, Duncan, Elmore, Layman, Merrill, Ormsby, Stone, and Trullinger—11.

Absent—Messrs. Buxton, Gill, Miller, Myer, Staats, Upton, and Wilkinson—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 382, with the following amendments:—

AMENDMENT.

Strike out in section 2 the following: "For expenses and clerical aid of the state board of charities for two years, \$5,000."

AMENDMENT.

Also in section 16, strike out the following: "That there is hereby appropriated out of the general fund in the treasury of the state of Oregon, the sum of \$9,000 for the maintenance and subsistence of female students holding free scholarships in the state agricultural college at Corvallis, Oregon, for the term of two years,

to be expended under such restrictions and regulations as may be prescribed by the board of regents."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Paxton, the house concurred in the senate amendments.

House bill No. 382 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate bill No. 50 has been reported as correctly enrolled.

And the same is herewith returned to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 80.

And the same is herewith transmitted to you for enrollment.

O. P. MILLER,
Chief clerk

House bill No. 80 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in the house amendments to senate bill No. 59.

O. P. MILLER,
Chief clerk.

Myer, Myers, Ormsby, Sheridan, Staats, Wilkins, Wilkinson, Wright of Marion, and Wright of Union—20.

So the joint resolution was adopted.

Mr. Hobbs asked unanimous consent of the house to take up senate bill No. 86.

There being no objection, senate bill No. 86 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Blevins, Brown of Douglas, Brown of Morrow, Chandler, Coon, Cooper, Daly, Day, Durham, Ford, Geer of Clackamas, Geer of Marion, Goodrich, Gowan, Gullixson, Hobbs, Houck, Inman, Jeffreys, King, Lamson, Lawton, Maloney, Manley, Mays, McEwen, Merritt, Myers, Nichols, Nickell, Northup, Paxton, Russell, Sheridan, Toner, Wilkins, Wright of Marion, Wright of Union, and Mr. Speaker—42.

Nays—Messrs. Baughman, Campbell, Cornelius, Currin, Duncan, Elmore, Layman, Merrill, Ormsby, Stone, and Trullinger—11.

Absent—Messrs. Buxton, Gill, Miller, Myer, Staats, Upton, and Wilkinson—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 382, with the following amendments:—

AMENDMENT.

Strike out in section 2 the following: "For expenses and clerical aid of the state board of charities for two years, \$5,000."

AMENDMENT.

Also in section 16, strike out the following: "That there is hereby appropriated out of the general fund in the treasury of the state of Oregon, the sum of \$9,000 for the maintenance and subsistence of female students holding free scholarships in the state agricultural college at Corvallis, Oregon, for the term of two years,

to be expended under such restrictions and regulations as may be prescribed by the board of regents."

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

On motion of Mr. Paxton, the house concurred in the senate amendments.

House bill No. 382 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that senate bill No. 50 has been reported as correctly enrolled.

And the same is herewith returned to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has passed house bill No. 80.

And the same is herewith transmitted to you for enrollment.

O. P. MILLER,
Chief clerk

House bill No. 80 was ordered enrolled.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 17, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate has concurred in the house amendments to senate bill No. 59.

O. P. MILLER,
Chief clerk.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

Mr. Northup moved to concur in the resolution.

On this question the roll was called and the vote was:

Those voting aye were:

Messrs. Belknap, Belts, Bishop, Brown of Douglas, Brown of Morrow, Chandler, Coon, Duncan, Durham, Geer of Clackamas, Gili, Goodrich, Gowan, Gullixson, Houck, Lamson, Lawton, Layman, Mays, Merrill, Merritt, Myers, Nichols, Northup, Ormsby, Paxton, Russell, Toner, Trullinger, Wilkins, and Mr. Speaker—31.

Nays—Messrs. Cooper and Ford—2.

Absent—Messrs. Baughman, Blevins, Buxton, Campbell, Cornelius, Currin, Daly, Day, Elmore, Geer of Marion, Hobbs, Inman, Jeffreys, King, Maloney, Manley, McEwen, Miller, Myer, Nickell, Sheridan, Staats, Stone, Upton, Wilkinson, Wright of Marion, and Wright of Union—27.

So the motion prevailed.

On motion of Mr. Northup, the further consideration of senate concurrent resolution No. 19, being the special order for the day and hour, was indefinitely postponed.

The speaker announced that he was about to sign house bill No. 53, and soon thereafter announced that he had signed the same.

On motion of Mr. Gullixson, the house adjourned.

D. C. SHERMAN,
Chief clerk.

SATURDAY, FEBRUARY 18, 1893.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 18, 1893. }

The house was called to order by the speaker at 9:30 o'clock A. M.

The roll was called, and all the members were present excepting Messrs. Buxton, Houck, Nickell, Trullinger, and Upton.

On motion of Mr. Brown of Douglas, the reading of the journal of February 17th was dispensed with.

The speaker announced that he was about to sign house bills Nos. 180, 175, 368, 80, 24, 140, 188, 64, 382, 110, and 332, and soon thereafter announced that he had signed the same.

Mr. Durham, from the special committee appointed under house concurrent resolution No. 3, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker:

We, your committee appointed under house concurrent resolution No. 3, to visit the public works in the state, beg leave to report that on the twentieth day of January, 1893, we visited the jetty at the mouth of the Columbia river, which was found in an advanced stage of construction, and so near completion that it is largely doing the work expected and required of it, there being now practically no bar to impede free navigation, as late official measurements show thirty feet of water at low tide on the bar. There remains but one season's work to complete the jetty as contemplated, and this has been provided for by adequate appropriation. The total cost of this great work will not exceed \$1,862,000.

THE PILOT SCHOONER.

We also examined carefully the pilot schooner owned by the state, and found it in a deplorable condition so far as comfort, convenience, safety, and sea-going qualities are concerned. Its draft is but six and one half feet, which permits it to be driven at the mercy of wind and wave. On account of its light draft it is frequently driven from its station during storms, when pilots are most needed at the entrance to the harbor by vessels desiring to enter.

THE CASCADE LOCKS.

On the twenty-first day of January your committee made a thorough inspection of the locks under construction at the cascades of the Columbia. While much work has been done and a great deal of money has been expended, much has been done at a great disadvantage, and a considerable portion of the several appropriations has been wasted in repairing the ravages of the river in its annual rises. Under the system at last adopted by congress, which has permitted a contract to be entered into for their completion at an early day, we hope that the people of this state are at last to reap the benefits of their use, which a wise policy should have provided long ago. The government plant has been turned over to the contractors, who are now busy gathering material to push the work of construction as soon as the season will permit.

THE PORTAGE RAILWAY.

The portage railway constructed at the cascade locks under an act of the last legislature is five eighths of a mile long. Besides its track the state has eleven flat cars, four box cars, one caboose, one engine, a warehouse, and a floating dock and wareroom. In connection with the boats plying on the river, it seems to be proving eminently satisfactory to the shippers interested. The dock at the upper wharf has been damaged by boats jamming against it. This should be repaired and strengthened so as not to imperil the safety of the dock and track.

THE JETTIES AT YAQUINA.

On the fourth day of February, 1893, your committee visited the jetties at the entrance to Yaquina bay, which are now nearing completion so far as present plans contemplate. The channel, or channels, were three in number when this work was begun, very tortuous, and afforded but seven feet of water at mean low tide. To remedy this two jetties are being constructed on the north and south sides of the entrance to the harbor. These lack but a short distance of completion, so far as length is concerned, but require considerable rock filling to bring the jetties up to the height intended and required. The work already done has given a single channel fourteen feet deep at mean low tide, and the appropriation available is sufficient, in our judgment, to complete the work so far as it should be done till time has been given to demonstrate the ultimate result that may be accomplished. As the tidal area is limited to less than five square miles, it is uncertain to what extent this reservoir will afford water to scour the bar. In our judgment the storage area of the bay ought not to be reduced. We therefore recommend that congress be memorialized to appoint a commission to establish harbor lines.

Respectfully submitted.

H. E. CROSS,
R. M. VEATCH,
S. A. DURHAM,
W. C. ELMORE,
B. F. NICHOLS,
Committee.

Mr. Gill moved that the report be adopted.

The motion prevailed.

Mr. Wilkins submitted the following report from the committee appointed under senate concurrent resolution No. 3:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

Mr. Speaker :

We, your committee appointed under senate concurrent resolution No. 3, to examine the books and accounts of the secretary of state, beg leave to report that we met on the seventeenth day of January, 1893, and employed three competent clerks and accountants to perform the clerical work. They have examined each account, and have carefully compared the warrant stub books, abstract book, sub-fund books, ledgers, vouchers, receipts, and other papers, and have made separate balances of each to test the accuracy of each, and after making seaching tests report that the balances in each case were found to be correct. We find the records of the secretary's office skillfully kept, and his clerical force competent. We notice an improved arrangement of the sub-fund books, which has greatly decreased our labor in checking up the different accounts. We find a marked increase in the business of this office within the last two years. There were 6,218 warrants drawn, amounting to \$1,278,694.04, which required 59,185 entries, while in the two years immediately preceding there were 4,822 warrants drawn, requiring 43,125 entries.

We find that the secretary has kept his office open after office hours, thereby greatly facilitating the transaction of the public business. We have examined the funds which have been under the direct supervision of the secretary of state, and note that especial care seems to have been exercised in their expenditure.

In conclusion, we find that the office is properly kept, and that the secretary is a careful, honest, prudent, economical, and efficient officer.

Respectfully submitted.

O. N. DENNY,
HENRY BLACKMAN,
JASPER WILKINS,
GEO. T. MYERS,
JERRY STONE,
Committee.

On motion of Mr. Myers, the report was adopted.

Mr. Gowan introduced house resolution No. 46.

HOUSE RESOLUTION NO. 46.

Resolved, That whereas this body has been presided over by our speaker, the Hon. W. P. Keady, with admirable ability, with manifest impartiality, with becoming courtesy, and with due respect to all the members thereof, therefore we do hereby give this expression of our appreciation of his services as speaker of this house by directing that this resolution be placed upon the journal of our proceedings.

On motion of Mr. Gowan, the resolution was unanimously adopted by a rising vote.

Mr. Ford introduced house resolution No. 47.

HOUSE RESOLUTION NO. 47.

Resolved, That the chief clerk and journal clerk be allowed not to exceed fifteen days' time for the completion and correction of the journals of this house.

On motion of Mr. Ford, the resolution was adopted.

The joint committee appointed to examine the books of the penitentiary, etc., submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 17, 1893. }

To the Honorable Legislative Assembly of the State of Oregon: We, the joint committee appointed to examine the books of the penitentiary and the mode of conducting the institution, have visited the premises and made a thorough examination of its books and various departments of the prison.

We find that the books are accurate, concise, and neat, and that the penitentiary is conducted on business principles, giving special attention to even the smaller details.

The contract with the Northwest Foundry Company requires payment to the state treasurer for convict labor each quarter; but we find that they have been paying only about once each year. There was due December 31, 1892, \$20,170.75, and for the month of January, 1893, \$735.28, making a total of \$20,906.03. But should interest be required on deferred payments, and your committee believe that it should be, there would be due an additional sum of \$5,644.87 interest. This would make the amount due from the Northwest Foundry Company to date \$26,550.90, which, according to contract, should be immediately paid to the state treasurer by

this company. We recommend that the state treasurer be instructed to collect the same.

We also, in accordance with resolution No. —, have thoroughly investigated the charges preferred against Superintendent Downing; have given every opportunity to the prosecution to substantiate the charges, summoning every witness that they have asked for, and we find that not a single charge has been substantiated. We also find that the same charges have twice been before the grand jury of Marion county, and have been dismissed for want of evidence, the prosecuting attorney and the foreman of the grand jury each testifying before your committee that the charges were entirely groundless. We recommend that these charges, together with the testimony, be placed on file in the secretary of state's office for future reference.

E. H. BELKNAP,
Chairman on the part of the house,
J. K. WEATHERFORD,
Chairman on the part of the senate,
Minority of committee.

On motion of Mr. Belknap, the report was adopted.

Mr. Miller introduced house resolution No. 48.

HOUSE RESOLUTION NO. 48.

Resolved, That the thanks of the democratic members be and the same are hereby tendered to the speaker of the house, Hon. W. P. Keady, for the fair and impartial manner in which he has treated the democratic minority during the entire session, and we, the said minority, will ever hold in grateful remembrance our ever faithful and efficient speaker.

On motion of Mr. Miller, the resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 18, 1893. }

Mr. Speaker:

I am directed by the president to inform you that the senate bills Nos. 45, 101, 206, 114, 217, and senate joint memorial No. 4 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bills Nos. 53, 33, 343, and 318.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that he has signed house bills Nos. 17, 382, 64, 368, 180, 188, 332, 175, 110, 80, 140, and 24.

And the same are herewith returned to you.

O. P. MILLER,
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 114, 206, 101, 45, 217, and senate joint memorial No. 4, and soon thereafter announced that he had signed the same.

Mr. Hobbs introduced house resolution No. 49.

HOUSE RESOLUTION NO. 49.

Resolved, That the thanks of this body be and are tendered to the reporters of the various newspapers for their fair, honest, and correct reports of our proceedings, and for their uniform courtesy to the officers and individuals of this body.

On motion of Mr. Hobbs, the resolution was adopted.

Mr. Miller introduced house resolution No. 50.

HOUSE RESOLUTION NO. 50.

Resolved, That we, the democratic minority of this house of representatives, in consideration of the kindness extended to us by the republicans of this house, feel that we cannot depart for our homes without expressing our gratitude for the same.

On motion of Mr. Miller, the resolution was adopted.

Mr. Belknap introduced house concurrent resolution No. 33.

HOUSE CONCURRENT RESOLUTION NO. 33.

Resolved by the House, the Senate concurring, That the secretary of state be authorized to draw warrants on state treasurer, to be drawn from general expense fund, to pay cost in the investigation of charges preferred against Geo. S. Downing, superintendent of Oregon state penitentiary.

On motion of Mr. Belknap, the resolution was adopted.

Mr. Wright of Marion, from the committee appointed under house concurrent resolution No. 2, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 15, 1893. }

Mr. Speaker :

Your committee appointed under house concurrent resolution No. 2, to examine the books and accounts of the state treasurer's office, having performed said duty, beg to report as follows:

As authorized by your resolution, we employed expert accountants, who, under our direction and such personal supervision as our legislative duties enabled us to give to the investigation, have proceeded as follows: Every receipt given by the treasurer in the past two fiscal years, duplicates of which are filed with the secretary of state, has been compared with the entry in the cash book, and all moneys received by him found to be correctly recorded and accounted for. The total receipts to each fund are given in the treasurer's report and are found correct. Each and every payment made during the past two years is found to have been made in accordance with law, on warrants of the secretary of state, and correctly charged to the proper fund, the condition of which is accurately set forth in the printed report. The warrant for each disbursement has been compared with the books and report, which have been found to agree; and the footings of the various funds are found to be correct. Our accountants have examined in detail every note and mortgage in the common school fund, university fund, and agricultural college fund, and have compared the endorsements of interest on each note and statement of principal received, with the amounts as set forth in the treasurer's report and the corresponding entry in the cash book, and verified the correctness of every such entry. We have personally inspected the securities deposited by the various foreign insurance and express companies, to the amount of two million seven hundred and ten thousand dol-

lars, and find the same as reported by the treasurer. We have examined the books and records of the office, and are pleased to report their neatness and accuracy. Many of the details of the system of accounts have been elaborated by the present treasurer so as to increase the facility of reference and eliminate the possibility of error. Our investigations have been facilitated by the courtesy and willingness of the treasurer and his assistants to furnish all information and documents needed to make our scrutiny complete and exhaustive.

All of which is respectfully submitted.

EDWARD HIRSCH,
JEFF MYERS,
Senate committee.
J. A. WRIGHT,
JOHN G. WRIGHT,
House committee.

On motion of Mr. Hirsch, the report was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in the adoption of house concurrent resolution No. 33.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

Mr. Miller introduced house joint resolution No. 51.

HOUSE JOINT RESOLUTION NO. 51.

Resolved, That we express our appreciation for the kindness and constant attention which have characterized the chief clerk, assistant clerks, sergeant-at-arms, and all other officers of the house.

On motion of Mr. Miller, the resolution was adopted.

Mr. Wright of Union submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February 7, 1893. }

To the Honorable Legislative Assembly of the State of Oregon: We, your committee appointed under house concurrent resolution No. 24, beg leave to report the following:—

We were unable to obtain any chemical analysis of the water, and therefore cannot positively state its medicinal qualities, but from such information as we could obtain from the physicians and residents of the town of Sodaville, we believe that the water of said springs is highly beneficial as a medicinal water in certain neurotic conditions of the human system.

The springs and land surrounding them contain about one acre, and from such data as were obtainable from observation and otherwise, the committee would suggest that some improvements would materially increase the value of said springs, both in the way of making them more attractive to visitors, and also in the way of affording better protection to the same. We would, therefore, recommend that a neat fence be built around the same, also a tank to enclose the springs in order that the waters of said springs may be kept pure and healthful.

O. M. DODSON,
J. A. WRIGHT,
B. DALY,
Committee.

On motion of Mr. Daly, the report was adopted.

Mr. Northup introduced house resolution No. 52.

HOUSE RESOLUTION NO. 52.

Resolved by the majority of the House, That we recognize in our friends, the minority, a gallant foe; that we thank them for the desire manifested to aid legislation, and that in this resolution we do not desire to except Coos, Curry, Klamath, or Lake counties.

On motion of Mr. Northup, the resolution was adopted.

Mr. Gullixson introduced house resolution No. 53.

HOUSE RESOLUTION NO. 53.

Resolved, That the reading clerk be allowed two dollars and fifty cents for forty days as extra compensation for his arduous duties.

Mr. Gullixson moved the adoption of the resolution.

The motion was lost.

Mr. Paxton, on behalf of the majority, introduced house resolution No. 54.

HOUSE RESOLUTION NO. 54.

Resolved, That the house of representatives of the seventeenth biennial session of the legislative assembly of the state of Oregon desires to express its hearty and unqualified approbation and appreciation of the able, fair, and impartial manner in which the speaker

of this house, the Hon. William P. Keady, has discharged the arduous and important duties of his office, and the members of the house, by this resolution, express their appreciation and thanks for the unvarying courtesy, patience, and kindness which he has at all times manifested to each one and all; and be it further

Resolved, That this resolution be spread on the journal of the house.

On motion of Mr. Paxton, the resolution was unanimously adopted by a rising vote.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that senate bills Nos. 59 and 86 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

O. P. MILLER,
Chief clerk.

Mr. Northup introduced house concurrent resolution No. 34.

HOUSE CONCURRENT RESOLUTION NO. 34.

Resolved by the House, the Senate concurring, That the legislative assembly desires to express their sympathy with the secretary of state, the Hon. Geo. W. McBride, in his illness and in this, the closing hour of its session, further desire to express the hope that his health may be soon restored.

On motion of Mr. Northup, the resolution was adopted unanimously.

Mr. Geer of Marion introduced house resolution No. 55.

HOUSE RESOLUTION NO. 55.

Whereas the people of Oregon did, about the first of October last, behold with sorrow that the cruel mantle of ineligibility had thrown its blighting folds around the fair form of our distinguished fellow citizen, Col. Robert A. Miller of Jackson county; and whereas a continual enforced diet of crow straight becomes flat, stale, and unprofitable, rendering it especially desirable that it be sandwiched between occasional slices of Turkey; therefore be it

Resolved, That this august body resents, with a feeling of absolute wickedness, the attempt by the bosses at Washington, or any other

place, to render ineligible Col. Miller, or any other native son of our fair commonwealth, either by decree or otherwise.

Resolved, That all disabilities, disqualifications, ineligibilities, or other deficiencies of any kind that may be threatening the peace of mind or political future of our gallant colonel are hereby removed, and whatever of political prestige was lost by him in the high-handed proceedings imposed on him, is hereby restored, and he is declared to be again "in the swim," eligible for anything, as every native son of Oregon is and of right ought to be.

On motion of Mr. Geer of Marion, the resolution was adopted.

The speaker announced that he was about to sign senate bills Nos. 59 and 86, and soon thereafter announced that he had signed the same.

Mr. Wilkins submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
February —, 1893. }

Mr. Speaker:

Your committee on public buildings and grounds, beg leave to report that we have visited the public buildings and grounds in and near Salem, and would respectfully submit their findings and conclusions as follows, to wit:

We find the buildings and grounds at the Oregon state insane asylum in good condition and apparently well kept. The buildings seem large and well adapted to the uses required of them, yet there is everywhere seen a lack of room and inadequate supply of necessary conveniences. There can be but one reply to the demand for increased accommodations and that one carries with it the imperative injunction to make it the best possible on economic and sanitary principles. The unfortunate of our commonwealth, who are deemed fit subjects for the insane and idiotic asylum, must be provided for, and while it is a heavy burden upon the general public, yet every impulse of humanity commends merciful and helpful treatment. We therefore recommend the improvements asked for by the superintendent, Dr. L. L. Rowland, in his report to the honorable board of trustees of the Oregon state insane asylum. The plan to place the convalescent and those that are able and capable of engaging in some useful employment on the cottage farm is to be commended. Most patients are not only able but desirous to do some active work and often crave it. Every variety of employment should be provided as far as possible. Thus we

should seek to give these helpless ones contented minds and hasten their relief by drawing their thoughts away from mental infirmity by some occupation congenial to their peculiar habits and tastes as modified by their malady.

We would further suggest, without reflecting upon any past administration in the least, that in the future it would be wise to reject any and all plans providing for underground basements, upon the score of economy, and more especially for sanitary reasons. The damp, musty, underground apartments in this climate cannot be other than expensive quarters for germs of disease.

At the Oregon state penitentiary we find system and good management, but we find the same demand for more accommodations, and it is very apparent that there will be an ever-increasing demand, so that whatever is done should be upon well devised plans, providing for additions from time to time as the necessities of the case may require. We deem the additions and improvements asked for by the superintendent, Hon. G. S. Downing, as necessary and in the line of permanent improvements as well as for the protection and preservation of the building already constructed.

At the Oregon state reform school we find a substantial building and ample grounds, seemingly well kept and evidently doing good and much needed work; but here too we find a great lack of room and equipment for good service. We would recommend the providing of additional room, and also for proper equipment of shops and appliances for useful employment of the youth that may be sent here for safe-keeping and proper training. The establishment of such a school is certainly a step in the right direction. It is demanded on the ground of self-protection to the state, in that it will in a large measure diminish the criminal class by taking the so-called incorrigible youth from the schools of vice and put them in the way of becoming good citizens. A very large per cent of the criminals of our country are made so by their environments in early life. The lack of proper restraints, evil associations, and idleness are hotbeds of vice, and whatever tends to diminish the number of those who are brought under these evil influences, tends to promote the safety and prosperity of our country and uplifts humanity. The duty of the commonwealth in this direction is only limited by its possibilities; self-protection and our duty to our fellows demand a wise and parental oversight of the youth of the land. Proper regulations in regard to the age and manner of commitment have been provided for by this honorable body; but whatever it may cost the state to provide careful and wise training for this class of the youth of our land, under prudent and economic administration of the funds, will be more than repaid by the good work done.

At the school for deaf-mutes, we find careful oversight and conscientious effort to provide for the care and education of this class of unfortunates; but here again we find a lack of proper provisions for the work needed. The grounds are unsuited for any industrial occupation for the pupils except for shops. The buildings are temporary and unsafe. But since this honorable body has made provisions for the betterment of this department of state work, we will not make any further recommendations, except to suggest that we fear that the provision made will hardly prove adequate.

The state capitol shows for itself. It is receiving its finishing touches, and stands completed, an honor to the state in its proportion and in the economy of its construction. A small sum is asked for to improve and ornament the grounds, which when completed will improve the sanitary conditions and add much to the beauty of the surroundings.

Respectfully submitted.

JASPER WILKINS.
JOHN O. STAATS.

The report was ordered spread on the journal.

The following biennial report of the Oregon domestic animal commission was read:—

REPORT.

STATE CAPITOL,
SALEM, Oregon,
February 16, 1893. }

To the Honorable the Legislative Assembly of the State of Oregon—
GENTLEMEN: We have the honor to submit the following report of the doings of the Oregon domestic animal commission (established under an act of the legislative assembly entitled "An act to prevent the spread of contagious animal diseases," approved February 25, 1889,) for the years 1891 and 1892:

The said commission consists of the governor, Sylvester Pennoyer; the secretary of state, Geo. W. McBride; and the president of the state board of agriculture, J. T. Apperson. The organization of the commission remains the same as at the date of our last report, the governor acting as chairman, and the secretary of state as secretary of the commission. James Withycombe, of Washington county, has been reappointed veterinary surgeon for the state, with the title of state veterinarian. Under the act of 1891, the salary of the state veterinarian was fixed at \$1,500 a year and his necessary traveling expenses.

During the two years there were found to be diseased 141 horses, of which number 131 were killed by order of the commission; four

of these were condemned as of no value; one was an estray animal. The appraised value of the remaining 126 horses has been paid, according to law. Two horses condemned as diseased have disappeared, and we have no report of them at present. Eight diseased horses were ordered under quarantine, to be kept isolated from all other animals. During the biennial term, 12 cows and 88 hogs were killed by order of the commission. There was paid on account of all the animals killed in pursuance of the orders of the commission, total sums as follows:

For horses-----	\$2,382 00
For hogs-----	108 00
For cattle-----	16 00

After the payment of all expenses reported up to December 31, 1892, there remained an unexpended balance in the appropriation of the last biennial term of \$6,906.40. It is estimated that outstanding unpaid claims for services of inspectors and for other services will not exceed \$900. We therefore recommend that the appropriation for the years 1893 and 1894 be reduced to \$12,000, which sum we think will be sufficient to cover the expenses of said term unless there shall be some unusual spread of contagious or infectious diseases among animals. As in the preceding biennial term, with few exceptions, the diseased horses were affected with chronic nasal gleet. The cows were affected with tuberculosis. The state veterinarian reports "that tuberculosis is the most dangerous malady that confronts the commission in dealing with the contagious diseases of our domestic animals. The disease is not only contagious among our domestic animals, but the milk and flesh of animals suffering from tubercular disease is positively infectious to human beings, especially milk, which is an article of food that is rarely cooked before being consumed." The commission will sustain the state veterinarian in his skillful and energetic attempts to discover and stamp out this most dangerous infectious disease. The small number of cows found to be affected with it during the past biennial term and the vigilance of the state veterinarian justify us in the gratifying belief that the spread of the disease has been checked.

In June, 1891, over 70 head of swine died of disease in Union county before the herd was examined. The disease was introduced by hogs that were imported from the eastern states and was supposed to be genuine hog cholera. Examination proved that the disease was only a malignant type of influenza, caused by feeding the swine impure swill. The entire herd was ordered killed. In July, 1891, a malignant type of influenza attacked

small herds of swine in Union county, of which herds a large percentage died. The board promptly ordered destruction of exposed animals, and the spread of the disease was promptly and effectually checked.

A full record of the proceedings of the commission has been kept by the secretary, who has also kept, in a stock-book prepared for that purpose, a description of each animal reported as dangerously diseased, and of the orders and acts of the commission and its employés respecting such animal. The reports of the state veterinarian and of the county stock inspectors, and all other persons employed by the commission, are kept on file in the office of the secretary of state, and the commission respectfully invites your examination of all such records and papers, which are hereby referred to as a part of this report.

We have the honor to be, very respectfully,

Your obedient servants,

SYLVESTER PENNOYER,
Governor,

GEO. W. McBRIDE,
Secretary of State,

J. T. APPERSON,
President State Board of Agriculture.

The report was ordered spread on the journal.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon,
February 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 25.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

SENATE CONCURRENT RESOLUTION NO. 25.

Resolved by the Senate, the House concurring, That the secretary of state be and is hereby authorized to sell such second-hand furniture belonging to the state as he may desire.

On motion of Mr. Gill, the house concurred in the resolution.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon, }
February 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has concurred in the adoption of house concurrent resolution No. 24.

And the same is herewith returned to you.

O. P. MILLER,
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
SALEM, Oregon, }
February 18, 1893. }

Mr. Speaker :

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 24.

And the same is herewith transmitted to you for the consideration of the house.

O. P. MILLER,
Chief clerk.

SENATE CONCURRENT RESOLUTION NO. 24.

Resolved by the Senate, the House concurring, That a committee of two, consisting of one from the senate and one from the house, be appointed to wait upon the governor of this state and inform him that the legislature is now about to adjourn, and ascertain if he has any further communication to offer.

On motion of Mr. Miller, the house concurred in the adoption of the concurrent resolution.

The speaker appointed Mr. Miller as a committee to wait upon his excellency, as set forth in the resolution.

The speaker announced that all bills, memorials, and joint resolutions reported by the committee on enrolled bills had been signed by the speaker.

The committee appointed under senate concurrent resolution No. 24 reported that the governor had no further communication to make to the house.

The hour fixed for the adjournment of the legislative assembly having arrived, the speaker in a few well chosen words declared the house of representatives of the seventeenth biennial session adjourned *sine die*.

D. C. SHERMAN,
Chief clerk.

CHIEF CLERK'S CERTIFICATE.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
March 6, 1893. }

I, D. C. Sherman, chief clerk of the house of representatives, do hereby certify that the foregoing is a true and correct journal of the proceedings of the seventeenth biennial session of the house of representatives of the state of Oregon, from the ninth day of January, 1893, to the eighteenth day of February, 1893, inclusive.

D. C. SHERMAN,
Chief clerk.

Attest:

WM. B. TURNER,
Journal clerk.

CERTIFICATE OF APPROVAL.

HOUSE OF REPRESENTATIVES, }
SALEM, Oregon, }
_____, 1893. }

The committee appointed under house resolution No. 41, to examine, correct, and approve the house journal of the seventeenth biennial session of the legislature of the state of Oregon, having performed their duty, hereby approve said house journal as being in all essential particulars correct.

W. P. KEADY,
N. MERRILL,
M. A. MILLER,
Committee.

APPENDIX.

Governor's Message.

MESSAGE.

Gentlemen of the Oregon Legislative Assembly:—

Pursuant to the requirements of the Constitution, the following information touching the condition of the State, and recommendations, are submitted for your consideration. For more detailed information you are referred to the reports of the various State officers:—

STATE EXPENDITURES.

	1887-88.	1889-90.	1891-92.
Governor's office.....	\$ 6,800 00	\$ 6,800 00	\$ 8,588 90
Secretary's office.....	9,651 11	10,450 00	13,364 75
Treasurer's office.....	5,220 00	6,187 50	7,800 00
Superintendent of Public Instruction's office.....	6,541 25	6,600 00	8,096 45
State printing, including binding and paper.....	31,072 99	36,660 85	51,374 62
Library, code and reports.....	17,203 23	10,644 59	15,443 62
State land office.....	8,423 48	8,209 13	9,201 88
Legislature.....	41,059 63	41,990 63	46,681 87
Judiciary.....	77,034 53	86,462 44	89,093 97
Penitentiary.....	69,786 37	73,347 85	82,409 82
Asylum.....	148,137 42	176,168 91	216,489 65
Penitentiary improvement.....	10,992 81	4,630 21	16,942 80
Asylum improvement.....	62,791 54	109,803 23	83,258 08
Capitol improvement.....	36,343 75	14,087 58	11,643 31
Mute school.....	15,458 76	17,848 99	15,316 42
Blind school.....	10,121 67	8,742 76	11,355 00
Orphan's home.....	8,000 00	11,000 00	15,000 00
Agricultural boards.....	10,000 00	19,000 00	19,000 00
Health officers.....	3,545 54	3,998 53	4,090 00
Pilot commissioners and schooner.....	5,089 87	5,349 98	5,340 55
Dairy and food commissioner.....	2,112 50	3,356 99	3,204 95
Fish commissioners.....	12,192 82	6,538 93	6,205 35
Railroad commissioners.....	12,575 56	19,000 00	19,888 69
Agricultural college.....	21,125 11	64,475 14	46,338 50
University.....	26,921 00	34,471 47	44,289 15
Conveying convicts.....	13,182 95	14,128 51	22,275 88
Conveying insane.....	17,706 57	20,287 37	24,961 93
Incidental.....	24,990 88	25,150 00	27,995 96
Fugitive.....	3,000 00	5,139 21	6,838 04
Indigent.....	2,338 46	10,000 00	7,626 73
Wagon roads.....		116,000 00	
Private claims.....	2,149 75	2,088 00	11,031 16
Oregon National Guard.....	16,805 49	33,823 56	65,566 18
Reform School.....		46,000 00	40,671 21
Horticultural board.....		7,000 00	7,000 00
Domestic animal commission.....		4,888 00	8,093 60
Weather bureau.....		1,800 00	1,954 72
Miscellaneous.....			22,201 81
Boatman at Astoria.....			1,000 00
Resources of Oregon.....			5,659 89
Charities and correction.....			6,866 98
Portage railroad.....			60,000 00
Capitol building.....			73,520 00
Totals.....	\$ 738,405 04	\$1,071,128 36	\$ 1,242,227 43

EDUCATIONAL FUNDS.

The total amounts of the Common School Fund on January 1 of the years mentioned are as follows:

1889.....	\$ 1,756,700 90
1891.....	2,203,554 86
1893.....	2,418,636 71

The interest arising from such funds during the past three years has been distributed in the following amounts:

Year.	Per Capita.	Total.
1890.....	\$ 1 45	\$144,872 75
1891.....	1 45	153,151 90
1892.....	1 45	162,066 50

The following is the total amounts on January 1 of this year in the other trust funds:

Agricultural College.....	\$ 133,905 94
State University.....	102,229 67

Interest has been paid during the past two years on such fund:

Agricultural College.....	\$ 22,778 38
State University.....	16,258 37

LAND DEPARTMENT.

Swamp lands patented in the State in 1891 and 1892.....	20,967.47 acres
Swamp lands certified to the State in 1891 and 1892.....	22,393.18 "
Whole amount patented.....	154,874.83 "
Whole amount certified and not patented.....	89,990.72 "
Whole amount examined and not certified.....	40,607.00 "

The difficulties pertaining to swamp land matters are approaching a final if not a satisfactory conclusion. Although the State may be a slight gainer from the gift of swamp lands from the Federal Government, so far as money is concerned, yet it is an open question whether it would not have been much better, all things considered, if it had never received the gift.

The Legislature of Oregon, by Act approved February 21, 1887, directed the sale of all unsold State lands at the uniform price of one dollar and twenty-five cents per acre. The argument used in favor of that law was the fact that all of the choice State lands had been sold, and that it would be better to dispose of the remaining lands at a low figure and place the proceeds at interest. Congress, however, by an Act approved February 28, 1891, allowed the States to select lieu lands where sections sixteen and thirty-six were mineral lands or where they are embraced in any Indian or other

APPENDIX.

reservation. This Act opened the door to the selection of some of the very best of the remaining unsold land within the State at low price fixed for State lands. And to add to this privilege, Land Department at Washington permitted lieu lands to be selected outside of the land districts embracing such tracts. The State Land Board, by furnishing public information of the facts pertaining to the selection of such lieu lands, did all that was in its power to prevent a few persons from reaping rich advantages as the result of State legislation and the subsequent unexpected Congressional legislation. Under the circumstances as they now exist, it perhaps would be advisable to fix the price of State lands at two dollars and fifty cents per acre.

STATE, PENAL, AND CHARITABLE INSTITUTIONS.

The State will be called upon to increase the accommodation of nearly all of its penal and charitable institutions. Additional buildings will be required on the Insane Asylum and Reform-School farms, and the Penitentiary and Blind-School buildings must be enlarged. The directors of the Deaf-Mute School propose to transfer its property and management over to the control of the State, which is proper, as all institutions supported by the State should be controlled by the State. One of the most important questions before the Assembly will be in regard to the future employment of convict labor. The contract heretofore existing for the employment of convicts has now expired. Hereafter the State should employ its own convicts, so as to interfere in the least with free labor, and to that end there is probably no better way than to follow the example of California and Washington in the erection of a convictee manufactory. As the establishment of such a manufactory would occupy nearly two years, it will be necessary to furnish employment in the meantime to the convicts. This can be done by renewing the present contract for two years, or by the State assuming control of the foundry and making stoves on its own behalf. All the institutions mentioned are most creditably and efficiently managed. Some change in the law relating to convicts when they are released from confinement should be made. As they are now sent forth into the world with only a very cheap suit of clothes and five dollars in their pockets, it is indeed a great wonder that more of them do not soon return. A more just and liberal provision should be made.

APPENDIX.

Governor's Message.

lives, only to find themselves competing in market with the owners of fish-traps and wheels, who in a favored locality, and without danger, caught hundreds of fish to the poor fisherman's one. Against the monopoly of fish-traps and fish-wheels, and the wholesale destruction of fish, and, as a consequence, the ultimate extinction of this great industry, the attention of the last three Legislatures has been directed in vain.

The protest is again most urgently renewed. To allow any owner of a favored locality the privilege that cannot be exercised by other citizens, of erecting fish-traps or fish-wheels, thereby securing salmon by the ton while other citizens cannot, is a monopoly that should no longer be tolerated. We boast of our free government, and of our equal laws, and yet we are permitting a monopoly that no monarchical government on the face of the earth allows. In the Magna Charter granted by King John, A. D. 1215, it is stipulated that "all kydells (weirs) for the future shall be quite removed out of the Thames and the Medway, and throughout all England." This guarantee was renewed in the first, second, and third charters of King Henry the Third and in that of King Edward the First, and was really a fragment of the old common law which prevented any person from appropriating to themselves a fishway on the rivers, which were deemed common property. Every public river, Lord Coke declared to be the King's highway, which could not be privately occupied. Kydells were dams having a narrow cut in them, and furnished with wheels or traps for catching fish. It will thus be seen that this monopoly, which in England was destroyed nearly seven hundred years ago, is flourishing defiantly in the latter part of the nineteenth century in this country, which boasts of its equal laws. Let all fish-traps, fish-wheels, and seines be abolished, confine the fishing to gill-nets alone; and then all citizens have an equal chance, and the wholesale destruction of fish and the speedy extinction of one of our chiefest industries can be avoided.

The Supreme Court Reports of Oregon disclose the fact that a paid lobby, in the interests of these monopolies has heretofore swarmed around the purlieus of the Capitol during legislative sessions, and it will undoubtedly reappear here during the present session. The Board of Fish Commissioners has maintained in all of its reports a complete and most significant silence in regard to the effect of these most destructive methods of destroying our fishing interests. The grave duty is therefore imposed upon this Legislature of abolishing all these monopolistic instrumentalities—seines, fish-wheels, fish-traps, and Fish Commissioners.

FUNDS AVAILABLE FOR APPROPRIATION.

There is now in the State Treasury the sum of \$65,335.92, which has been received from the General Government, being the five per centum of the proceeds of the sale of public lands in this State. By the Act of Congress passed at the last session repaying to the States the direct tax levied by Congress in 1861, Oregon is entitled to the sum of \$35,140.67 less 15 per cent, which was refunded under Act of Congress of July 7, 1884, amounting to \$5,271.10, which leaves due to this State the sum of \$29,869.57. By the Act of Congress making the repayment it is provided, however, that "no money shall be paid to any State or Territory unless the Legislature thereof shall have accepted by resolution the sum therein appropriated and the trusts imposed in full satisfaction of all claims against the United States on account of the levy and collection of said tax, and shall have authorized the Governor to receive said money for the use and purposes aforesaid."

As the direct tax was not paid directly by the State, and as it was collected by the General Government as set-offs against moneys due the State from the sale of public land, there is no private claim upon said funds, which are therefore now available for appropriation so soon as the Legislature shall have accepted them in the manner designated. It is to be extremely regretted that the joint resolution of Congress of February 9, 1871, which allowed the diversion of the 500,000 acres of land to the Common School Fund, which had been appropriated for internal improvements, did not also embrace the five per centum of the sale of the public lands appropriated for the same purpose. These two amounts, therefore, cannot be put into the School Fund without the assent of Congress. If the Legislature desires such use of the money, it should ask Congress for its permission.

If it is to be used for the purposes of internal improvement, the purchase of the Willamette Falls Canal and Locks would furnish a fitting opportunity, as by their purchase at their real value a return to the State to the amount of the interest on the investment could be assured by the collection of sufficient tolls for that purpose, thus rendering a general benefit. If, however, the Legislature should see proper to appropriate the money for the building of roads, there is only one just mode for such appropriation, and that is, to distribute the money to the various counties of this State in proportion to their miles of highway, exclusive of villages and cities.

ASSESSMENTS AND TAXATION.

The urgent necessity for a change in our laws relative to assessment and taxation has existed for years, and such change should be effected at this session. The law as it now stands is a penalty on honesty and a reward for rascality, by affording an immunity from taxation to those who will trump up a fictitious indebtedness. No deductions whatever for indebtedness should be allowed; and in order that personal property may no longer shirk its share of public burden, it should be provided that if judgment is procured upon any note which has not regularly been handed in to the Assessor, as proven by his required stamp, one half the amount recovered upon such note shall be forfeited to the Common School Fund, and shall be paid thereto by the Sheriff, as a penalty against the holder for evasion of law.

It is claimed that without deduction for indebtedness there will be in some cases double taxation; but it is equally true that with such deduction there is double taxation, as the honest man is now compelled not only to pay taxes for himself, but for the rogue who escapes by hiding behind spurious claims of debt. If a State revenue could be secured independently of any county levy, there would be no incentive whatever for undervaluation, and hence there would be no obstacle in the way of a fair valuation at full values. This could be procured by a tax upon the gross receipts of railroad, express, telegraphic, telephone, and insurance companies, and by a poll-tax of \$2 on every male person over twenty-one years of age, the receipt for which latter tax should be demanded at the polls as proof that the holder thereof who claimed the privilege of citizenship had fulfilled one of its required obligations. Fixed charges, such as those for school, university, and military purposes, should be abolished, and provision should be made for collecting all taxes at one time and place.

THE RAILROAD COMMISSION.

The Board of Railroad Commissioners for the State of Oregon, in its Third Annual Report, has given an account of its transactions during the past biennial term. The last Legislature gave such Commission the power to adjust and regulate the freight rates of railroads, and, as it will be seen, it approached its task with the greatest timidity, and quit it with the most unsatisfactory results. Pursuant to a request from the Executive Office a comparative state-

ment of rates of Oregon, Iowa, and Illinois roads were made. From the tables furnished are taken the following rates in cents per 100 pounds for 200 miles:—

	Southern Pacific	Union Pacific	Illinois	Iowa
Merchandise (a)	\$ 83	\$ 1 10	\$ 48.86	\$ 40
Merchandise — car loads (a)	43	72	15.98	15.9
Wheat — 100 pounds	26	22	11.58	10.8
Cattle — per car	59 00	51 00	25 20	29 50

The Commission has furnished a table of the deductions made by it from its former rates of the Union Pacific and the Southern Pacific:—

	Southern Pacific— Former rates	Southern Pacific— Commissioners' rates	Union Pacific— Former rates	Union Pacific— Commissioners' rates
Wheat—100 pounds	\$ 26	\$ 23.4	\$ 25.5	\$ 22
Lumber—100 pounds	16	14	20	
Cattle—per car	59 00	53 00	60 00	51 00

From the above figures it will be seen that on wheat, the great staple commodity of Oregon, the Commission has succeeded in securing a reduction of ten per cent from the former rates, leaving the rate as established by it over 100 per cent greater than is charged on the Iowa roads. The Board in its report asserts that it “had all the rates of the different companies before it for consideration, together with all the facts bearing upon the subject, and after weeks of diligent study and calculation proposed such a reduction as it deemed would be reasonable and just.” The Commission may be satisfied that its rates are just, but will the farmers of Oregon be satisfied that it is just for them to pay more than twice as much for the transportation of wheat as the farmers of Iowa pay?

JUST RATES.

It is to be extremely regretted that the Railroad Commission did not see proper to prepare, as requested, a maximum rate law based upon the Iowa law, with perhaps a reasonable additional percent-

age. With its experience it could have formulated a bill that would have been both just to the railroads and to the people. The Commission cannot reasonably expect that either the Legislature or the people will be satisfied with its slight changes, which appear too much like mere love strokes. Instead of its trifling reductions, which afford no material relief, if the Board had adopted the Iowa rates, even with fifty per cent additional on distances in excess of 150 miles, it would have been of great benefit to the people and no harm to the railroads, for the reason that such rates would have stimulated increased production and a marked development of our resources, thereby furnishing by the great growth of their business a very material enlargement of their revenues. This Legislative Assembly ought not to adjourn without affording the needed relief to the agricultural and commercial interests of Oregon by a marked reduction of railroad freight rates.

By reducing the passenger rates on the railroads within this State from four to two and one half cents per mile, and by the absolute prohibition of all passes except to railroad employes, a great act of justice would be performed, and no hardship would be imposed upon the railroads. As it is now, men of wealth and influence are allowed to ride free, and then in order to give the railroads sufficient compensation, the poor are unduly charged. This is an act of great inequality and injustice. No common carrier should be permitted by law to exercise any such unjust discrimination.

MAXIMUM RATE LAWS.

The enactment of a maximum railroad freight law is urged again, for the fourth time, upon the Legislative Assembly of Oregon. The unwarranted interference of the Federal Courts with the rates established by Railroad Commissioners renders such a law an absolute necessity. During the last summer a Federal Court has nullified the action of the Railroad Commission in Texas, following the example of such Courts in other States and of the United States Supreme Court. With a maximum rate law there can be no such interference. The Supreme Court of the United States (143, U. S. 517) has recently reaffirmed the doctrine laid down in the Granger cases (94, U. S. 113) that "it is within the power of the Legislature to declare what should be a reasonable compensation for the services of persons exercising a public employment, and to fix a maximum beyond which any charge would be unreasonable;" and that "for protection against abuses by the Legislature the people must resort to the polls, and not to the Courts," while at the same time it ad-

heres to the doctrine laid down in the Minnesota case (134, U. S. 418) that the reasonableness of the rates fixed by a Railroad Commission can be inquired into by the Courts.

The inconsistency of these decisions is in part remedied when they are tested by that sound doctrine of law that a delegated authority cannot be redelegated which has not yet been stumbled upon by the Supreme Court. The power to fix maximum rates is an authority delegated by the people under the Constitution to the Legislature, and, therefore, cannot be delegated by it to others. The right to declare what are just and reasonable maximum rates is an undoubted and an exclusive legislative prerogative, which cannot validly be delegated to commissions, nor can it be exercised by the Courts without a wanton usurpation of legislative power.

Maximum telegraphic rates should also be established. While the postal facilities have been greatly cheapened by the Government, the telegraph companies, which, to the disgrace of a professed free and just government, are allowed to exercise a purely governmental function, are taxing our people the most unconscionable rates for the transmission of intelligence. With their cheap poles and wires strung over the country, their gross revenues are nearly one third as large as those of the entire Postoffice Department, with its most expensive and complicated machinery. The Postmaster-General of the United States gives it as his opinion that "a telegraph company could make a great deal of money on a uniform twenty-five-cent twenty-word message to all parts of the country." It is recommended that a maximum rate for telegraph messages within the State be established. If Congress will not do its duty to the people by giving them governmental telegraphic facilities, it is incumbent upon the States to protect their citizens from unjust charges, by fixing lawful rates controlling that powerful monopoly.

All municipal governments, by general law, should be given the power to regulate the rates of all monopolies, such as gas, water, telephone, electric lights, and street-car companies.

BOARDS AND COMMISSIONS.

One hundred and forty-two offices have been created in this State, exclusive of those pertaining to newly-created counties, by the Legislature at its last three sessions. The multiplication of offices, and the distribution of the functions of government among various boards and commissions, is one of the vicious tendencies of modern legislation. It appears to be a contagious evil, and has

become epidemic. The Governor of New York, one year ago, called the attention of the Legislature to the growing abuse, and furnished a table of the permanent commissions and bureaus established since 1879, numbering twenty-one. The cost to the State in 1880 of the few then created was about \$3,500, while the cost of them all in 1891 exceeded \$842,000, making a total cost for the eleven years of \$4,640,125.

This mania for the creation of commissions, and for the distribution among them of some of the powers belonging to one of the regularly constituted departments of the State Government, has become wide-spread, and has at last infected the Legislatures of even our own conservative State. They are an excrescence on the body politic, and are entirely alien to the spirit as well as the letter of our State Constitution, which declares, article 3, that "the powers of the government shall be divided into three respective departments—the Legislative, the Executive, including the administrative and judicial"—thus precluding the bestowment elsewhere of any power pertaining to the management of State affairs.

If a commission is entrusted with the enforcement of the law, that is a function belonging to the Executive Department, and should be exercised by the Governor, or those under his entire control; if it is entrusted with the regulation of the rates of common-carriers, that is a prerogative of the Legislature from time immemorial; and if it is entrusted with the power to adjust matters between common-carriers and persons having dealings with them, or between any other parties, that is a duty confined to the Judiciary. Under our constitutional form of government, there is neither place nor need for either commissions, boards or bureaus. The three departments of government are entirely adequate for its complete management, either by themselves, or by and through their directly appointed officers.

While it is indeed true that the Judicial Department has sanctioned the legality of commissions armed with power stolen from the Executive and Legislative Departments, there is no case on record where such sanction has been given to any commission filching its own department of its own prerogatives. The fine discriminating sense of the American judiciary can readily perceive the flagrant unconstitutionality of such a procedure when its own ox is to be gored.

THE STATE MILITIA.

The expenditures on account of the State Militia for the last biennial term were \$65,566.18. It is claimed, in order to maintain such organization in a condition of proper efficiency that the tax of one fifth of a mill now levied will have to be doubled. The Legislature, therefore, will be called upon to determine whether to double the taxation, leave it as it is, or abolish it. About half a century ago, as some of us can well remember, militia training fell both into contempt and complete desuetude. The country was prosperous, its laws were equal, every man seeking employment could find it, taxation was not burdensome, because the people were not then taxed for private gains as well as public need, the partnership heretofore existing between a private banking corporation and the Government had been annulled, and neither banking, railroad, telegraph, manufacturing, or other monopolies then enjoyed any special privileges by which the people were allowed to be unduly taxed and the Federal Government unduly controlled.

Under such an administration of affairs there was no discontent among the masses, for the reason that there were no governmental abuses, and hence there was no need of military organizations. Militia musters became obsolete, and all classes looked hopefully for the time when wars should cease, and all difficulties, either internecine or international, should be settled by arbitration, in consonance with the progress of civilization, and in accordance with the humane dictates of an exalted patriotism. It is now maintained, however, that there is need all over the country of a well-trained military force to quell the spirit of riot and unrest that now exists. Does it not, however, comport with good statesmanship to examine into the causes of such disquietude, and if found real, to remove them?

Will it not be found upon examination that these disturbances, to quell which military power is evoked, are the direct consequences of need of employment, the unjust exactions of corporations, and the lack of sufficient money, consequent upon the changed policy of the Government, by which silver is no longer a full legal tender, resulting in the stagnation of business, the prostration of industries, and the decline in all values except gold, and obligations payable in gold? If so, it devolves upon the Legislatures of the several States, and upon Congress, to determine the lines of policy to be pursued. Shall these corporate exactions continue; shall private banks be allowed to issue the money which the Government should; shall refusal still be made to restoring silver to its former place,

thus perpetuating the giant crime of the nineteenth century, and thus involving the people in still multiplied difficulties, and our national industries in still further depression? And then, when out of employment, out of money, and in despair the laborer, prompted by the contemplation of his starving wife and children, rebels against these grievances, shall imprisonment be given him instead of employment, and bullets and bayonets be put into his stomach instead of bread, thus bolstering up wrong by force? or rather, shall not these great abuses be abolished, equal laws again prevail, sufficient money be furnished by the Government whereby industries may again revive, labor find employment, and the Government be supported, not by the strong arm of military power, but by the affectionate devotion of a prosperous, industrious, and contented citizenry?

LEGISLATIVE INSTRUCTIONS.

At this time, as every member of the Legislature is well aware, a period of business depression has befallen our industries. The prices of the great staple products of Oregon are quite low; business of all kinds is stagnated, except that alone of loaning money; and labor finds fitful employment, with declining rewards. This, in our comparatively young State, with manifold undeveloped resources, and capable of the most wonderful and gratifying progress and development, is a condition of affairs which demands your gravest consideration. There can be no difficulty whatever in ascertaining the real reason for this most untoward condition, so adversely affecting the welfare of our people. There can be no reasonable doubt whatever that the denial of the free use of silver as money by Congress, and the permission given by it to the money-loaners to demand gold coin in payment of loans, thus really dwarfing the business of the country to a narrow gold basis, is the great overshadowing cause of our present monetary stringency and business depression.

Unfortunately, you have no direct control over this matter. Under the Constitution, the States were restricted to the use of gold and silver alone as a legal tender, and to Congress was given the sole power to coin money. If the framers of the Constitution had ever contemplated the possibility that Congress, after having been empowered with this most important prerogative, would refuse to fulfil its full duty (for bestowment of the right imposed the performance of the duty), the States would most certainly have refused to delegate such power. But the grave fact now confronts us that Congress has proved recreant to the great trust imposed upon it to

freely coin both gold and silver on equal terms, and that a depression of the industries, a general business stagnation, and a steady decline in values, follows as a direct legitimate result.

The Legislature, however, can and ought to use its influence to remedy this great wrong, both by a memorial to Congress demanding that it should perform the great duty imposed upon it by the Constitution, and by positive instruction to the Representatives of Oregon in both Houses that they should labor to secure the full and equal coinage of both gold and silver. The right of a State to instruct its Representatives or agents in Congress is unquestioned, and after having been exercised by it in regard to a matter of so serious import to our people as the one under consideration, any honorable Representative would either obey instructions or resign.

The legislature, however, can directly aid somewhat in relieving the people of the State by repealing the specific contract law, and by the passing of an Act declaring that any stipulation in any contract discriminating against any lawful money of the United States shall be considered as detrimental to sound public policy, and shall be void.

RETRENCHMENT AND REFORM.

The largely increasing expenditures of the State, as well as the unnecessary increased army of office-holders, should admonish the Legislative Assembly that no service could be rendered more acceptable to the people than to apply the pruning knife of reform wherever necessary. By the passage of a maximum rate law the Railroad Commission could be abolished and the law effectively enforced by granting to the Governor the power to employ, in the event of any infraction of the law, a prosecuting witness, who could collect the necessary evidence and bring suits in the courts for the enforcement of said law. With such an officer, to be paid only when employed, the various other commissions created to enforce the law in regard to particular matters would be superfluous. Thus the Fish Commission, the Board of Horticulture, the Domestic Animal Commission, and the Food Commission could be well dispensed with, saving quite an expense to the State.

The Fish Commission was never of any practical benefit; the Board of Horticulture is working in the same field in which the Experiment Station of the Agricultural College is doing much better and more scientific work, and is therefore unnecessary; the province of the Domestic Animal Commission is simply to endorse the action of the Veterinary Surgeon, as his judgment, and not theirs, is exercised, and therefore there is no need for the Com-

mission ; while the Food Commissioner is really the fifth wheel to the coach, inasmuch as the Federal Government has control of the sale of oleomargarine throughout the State, while the city of Portland, where nearly all his efforts are spent, has now a Food Commissioner of its own. The Board of Charities and Correction, by calling attention to abuses in public institutions in this State, where all such institutions of all kinds are open to the public, can do only what each citizen and the public press can well perform, and its services are therefore not required.

Laws should also be passed making all offices within the State salaried, and compelling such as receive fees to pay into the Treasury all in excess of said salaries. It would afford a very great saving to the State if it possessed its own plant for public printing, as in California, and paid to the State Printer a fixed salary. The Weather Bureau, which informs the farmers in July, by means of expensive printed pamphlets, what the weather was in May, is really more ornamental than useful, and should be dispensed with. The State Board of Equalization, which has really proven to be a Board of Inequitable Assessment, has been of more harm than benefit, even under our present assessment law, while under a good law there will be no necessity for its continued existence.

The time has now arrived when a State Auditing Board would be advantageous. The Secretary of State is, under the Constitution, the State Auditor, while he at the same time, to quite a great extent, is the State purchasing agent, thus becoming the auditor of his own accounts. While it is never to be presumed that anything but the strictest course of honesty would be pursued, yet the affairs of the State should be conducted on the same business principles that men conduct their own private affairs. An Auditing Board, to consist of the three principal State officers, should be created, and it should be provided by law that any claim not sanctioned by all of the Board should remain unpaid until acted upon by the Legislature, to which it should be referred.

A change in the law relative to the conveyance of the insane and convicts should be made, by which an officer should be detailed from the Insane Asylum and Penitentiary to convey all persons to be committed to such institutions, thus saving a very great expense to the State.

Another urgent reform is demanded in regard to the benefactions of the State in regard to agricultural fairs. It is really not the province of any State government to tax one man for the benefit of his neighbor, who possesses a faster horse, a fatter steer, or bigger vegetables; yet if such taxation is had, every citizen should have an equal show of winning premiums. Nine thousand five hundred

dollars is now paid yearly by the State to agricultural societies, \$5,000 to the State Fair Society and \$1,500 each to the two Eastern and one Southern Oregon district societies. Even with this distribution, a large portion of our people cannot avail themselves of their advantages. If money is to be paid by the State for the support of such societies, justice demands that it should be so distributed that all citizens may have equal advantages, and to that end the law should be changed, apportioning the money now given to the four societies mentioned equally among the several counties of the State in support of county fairs.

RECOMMENDATIONS.

1. A change in the assessment law.
2. The abolition of useless commissions.
3. A law fixing maximum rates for railroad and telegraph companies.
4. A law empowering municipalities to fix maximum rates on all monopolies.
5. A law authorizing the Governor to employ a prosecuting witness.
6. A law giving to all State and county officers a fixed salary.
7. A general municipal incorporation law.
8. A change in the road laws so as to secure good roads.
9. Providing for the arrest and punishment of armed men in private employ.
10. The passage of an inheritance tax law.
11. The enactment of a law similar to that of Washington, exempting homesteads from execution and attachment.
12. Authority to the School Land Commissioners to withhold from any County its School Fund until all the State taxes from said County have been received.
13. The creation of a State Auditing Board.
14. No further illegal appropriation of money by joint resolution.
15. Appropriation for a fish ladder at Oregon City.
16. A change in the law relating to the conveyance of criminals and insane persons.
17. Instructions to our Representatives in Congress to procure appropriation for a portage road at The Dalles of the Columbia; to secure the passage of a joint resolution allowing Oregon to use the interest on the Agricultural College Funds for betterments on the col-

lege property; to secure an extension of time in which payment may be made by settlers for lands within the forfeited limits; to vote for the free coinage of silver; the issuance of the paper money of the country by the Government alone, and the enactment of an income tax law.



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